CITY OF KYLE



Notice of Special City Council Meeting

KYLE CITY HALL 100 W. Center Street

Notice is hereby given that the governing body of the City of Kyle, Texas will meet at 7:00 PM on 9/8/2015, at Kyle City Hall, 100 W. Center St., Kyle, Texas for the purpose of discussing the following agenda.

Posted this 4th of September, 2015 prior to 7:00 p.m.

I. Call Meeting To Order

II. Citizen Comment Period With City Council

The City Council welcomes comments from Citizens early in the agenda of regular meetings. Those wishing to speak are encouraged to sign in before the meeting begins. Speakers may be provided with an opportunity to speak during this time period on any agenda item or any other matter concerning city business, and they must observe the three-minute time limit.

III. Consider and Possible Action

1. *(Second Reading)* An Ordinance of the City of Kyle, Texas adopting a budget for the ensuing fiscal year beginning October 1, 2015 and ending September 30, 2016; appropriating the various revenue and expenditure amounts thereof, including water and wastewater rates, miscellaneous fees and charges for City services as specified in the fee schedule, all associated budget schedules and documents, and repealing all Ordinances or parts of Ordinances in conflict therewith; and providing for an effective date. ~ J. Scott Sellers, City Manager

Attachments

2. (Second Reading) An Ordinance of the City of Kyle, Texas, fixing the ad valorem tax rate and providing for the levying of ad valorem taxes for use and support of the municipal government of the City for the fiscal year beginning October 1, 2015 and ending September 30, 2016; providing for apportioning each levy for specific purposes; and providing when taxes shall become due and when same shall become delinquent if not paid. ~ J. Scott Sellers, City Manager

<u>Attachments</u>

IV. ADJOURN

Council may adjourn into an Executive Session, as needed, on any item listed on the agenda for which state law authorizes Executive Session to be held

*Per Texas Attorney General Opinion No. JC-0169; Open Meeting & Agenda Requirements, Dated January 24, 2000: The permissible responses to a general member communication at the meeting are limited by 551.042, as follows: "SEC.551.042. Inquiry Made at Meeting. (a) If, at a meeting of a government body, a member of the public or of the governmental body inquires about a subject for which notice has not been given as required by the subchapter, the notice provisions of this subchapter, do not apply to:(1) a statement of specific factual information given in response to the inquiry; or (2) a recitation of existing policy in response to the inquiry. (b) Any deliberation of or decision about the subject of the inquiry shall be limited to a proposal to place the subject on the agenda for a subsequent meeting.



CITY OF KYLE, TEXAS

Ordinance to Adopt Budget for FY 2015-16

Meeting Date: 9/8/2015 Date time: 7:00 PM

Subject/Recommendation: (Second Reading) An Ordinance of the City of Kyle, Texas adopting a budget for the ensuing fiscal year beginning October 1, 2015 and ending September 30, 2016; appropriating the various revenue and expenditure amounts thereof, including water and wastewater rates, miscellaneous fees and charges for City services as specified in the fee schedule, all associated budget schedules and documents, and repealing all Ordinances or parts of Ordinances in conflict therewith; and providing for an effective date. ~ J. Scott Sellers, City Manager

Other Information:

The Proposed Budget for Fiscal Year 2015-16 is a complete financial plan for all City Funds, programs, services, operations, and capital improvement program (CIP) activities for the period covering October 1, 2015 through September 30, 2016.

The City Manager's Proposed Budget for Fiscal Year 2015-2016 for all City expenditures totals approximately \$78.93 million and 202.5 full time equivalent positions. Of the total \$78.93 million Proposed Budget, the budget for the City's General Fund for Fiscal Year 2015-16 totals approximately \$21.98 million; revenues for General Fund totals approximately \$21.98 million and expenditures total approximately \$21.98 million.

A general summary of the City Manager's Proposed Budget for Fiscal Year 2015-16 for all City Funds is provided below:

FOR ALL CITY FUNDS

- Estimated Beginning Fund Balance \$ 63,629,514
- Estimated Revenue \$ 47,636,571
- Estimated Available Funds \$111,266,085
- Estimated Expenditures \$ 78,926,039
- Estimated Ending Fund Balance <u>\$ 32,340,046</u>*

* Reflects expenditure of \$31.3 million in accumulated funds; \$22.0 million in road bond proceeds, \$7.7 million in impact fees, and \$1.3 million in utility funds.

The City Council scheduled Budget Meetings and Public Hearings on the Proposed Budget and rates for Fiscal Year 2015-2016 at the Kyle City Hall, 100 West Center Street, Kyle, Texas, on the following dates:

• City Council Budget Workshop No. 1: Saturday, March 28, 2015, at 8:00

Cover Memo

a.m.

- City Council Budget Workshop No. 2: Saturday, August 1, 2015 at 8:00 a.m.
- Public Hearing No. 1 on Tax Rates: Wednesday, August 19, 2015 at 7:00 p.m.
- Public Hearing No. 2 on Tax Rates: Wednesday, August 26, 2015 at 7:00 p.m.
- Adoption of Budget & Rates (1st Reading): Tuesday, September 1, 2015 at 7:00 p.m.
- Adoption of Budget & Rates (2nd Reading): Tuesday, September 8, 2015 at 7:00 p.m.

All Kyle residents and interested persons have been invited to attend the City Council's Budget Meetings and Public Hearings and to provide their comments to the City Council. An electronic copy of the Proposed Operating and Capital Budget for Fiscal Year 2015-16 was made available on the City's website beginning July 27, 2015. A printed copy of the complete proposed budget document was also made available for public inspection beginning August 3, 2015 during business hours (except on a City holiday) at the Kyle City Hall located at 100 West Center Street, Kyle, Texas, and at the Kyle Public Library located at 550 Scott Street, Kyle, Texas.

On September 1, 2015, the City Council passed on first reading the Budget Ordinance and the Property Tax Rate Ordinance for Fiscal Year 2015-16. A complete list of all amendments made to the City Manager's proposed budget as approved by the City Council on August 1, 2015 and September 1, 2015 is attached.

Legal Notes:

Budget Information: Please refer to the budget document for complete budget details on the City's website at:

http://www.cityofkyle.com/sites/default/files/fileattachments/proposed_budget_ _fy_2015-16_0.pdf, also available in paper copy at City Hall and the Kyle Public Library.

Viewing Attachments Requires Adobe Acrobat. Click here to download.

Attachments / click to download

- Ordinance
- Budget Amendments Approved 8-1-2015
- Budget Amendments Approved 9-1-2015
- Budget All Funds Summary As Amended 9-1-2015

Cover Memo
Item # 1

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF KYLE, TEXAS ADOPTING A BUDGET FOR THE ENSUING FISCAL YEAR BEGINNING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016; APPROPRIATING THE VARIOUS REVENUE AND EXPENDITURE AMOUNTS THEREOF, INCLUDING WATER AND WASTEWATER RATES, MISCELLANEOUS CITY FEES AND CHARGES AS SPECIFIED IN THE FEE SCHEDULE, ALL ASSOCIATED BUDGET SCHEDULES AND DOCUMENTS, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Whereas, the City Manager of the City of Kyle, Texas has submitted to the Mayor and City Council on July 27, 2015 a proposed budget for the revenue and expenditures, water and wastewater rates, miscellaneous fees and charges included in the fee schedule for conducting the affairs of the City thereof, all associated budget schedules and documents, and providing a complete financial plan for Fiscal Year 2015-16 in compliance with the Kyle City Charter and the laws of the State of Texas; and which said proposed budget has been compiled from detailed information obtained from all departments and offices of the City; and,

Whereas, the City Council received the City Manager's proposed budget and conducted public hearings on the budget, a copy of which with all supporting materials has been filed with the City Secretary, all in compliance with state law and the Kyle City Charter; and,

Whereas, during the months of August and September 2015, the City Council held public meetings including two public hearings to review revenue estimates, line item expenditure budgets for all City departments, revenue, expenditures and fund balances for all City Funds, capital improvements plan, and all other associated budget schedules and documents including fee schedule, rates for water and wastewater services, property tax rates, investment policy, debt management policy, and,

Whereas, the City Council has reviewed the Fiscal Year 2015-16 budget to including revenue estimates, line item expenditure budgets for all City departments, revenue, expenditures and fund balances for all City Funds, capital improvements plan expenditures, and all other associated budget schedules and documents including fee schedule, rates for water and wastewater services, and property tax rates, and, having considered any and all appropriate amendments, now deem this document, filed with the City Secretary and made a part hereof, to be

the appropriate financial plan for the City of Kyle in the ensuing fiscal year.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS, THAT:

Section 1. <u>Findings.</u> The following recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. <u>Public Hearings</u>. By September 8, 2015, the scheduled date of the 2nd Reading of the Budget Adoption Ordinance, the City Council held public hearings to obtain comments and recommendations from Kyle citizens, residents, businesses, and other interested persons on the City's budget including revenue and expenditure estimates, fund balances, capital improvements plan expenditures, miscellaneous fees and charges as specified in the fee schedule, water and wastewater rates, property tax rates, and all other associated budget schedules and documents.

Section 3. <u>Budget Adoption.</u> The annual budget of the City of Kyle including revenue and expenditures, fund balances, water and wastewater rates, and other fees and charges listed in the fee schedule, and all other associated budget schedules and documents for conducting the affairs of the City thereof and providing a complete financial plan for Fiscal Year 2015-16 beginning October 1, 2015 and ending September 30, 2016, a copy of which is filed with the City Secretary, be and the same is in all things adopted and approved as the annual budget for all expenditures as well as fixed charges against the City for the fiscal year beginning October 1, 2015 and ending September 30, 2016.

Section 4. <u>Approval of Expenditures by Fund.</u> The sums included within the budget as described herein are hereby appropriated from the respective funds for the payment of expenditures on behalf of the City of Kyle as established in the approved budget for the fiscal year beginning October 1, 2015 and ending September 30, 2016.

Section 5. <u>Conflict.</u> All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 6. <u>Open Meetings</u>. That it is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Ch. 551, Texas Local Government Code.

Section 7. <u>Effective Date</u>. This Ordinance shall be in full force and effect from and after the date of its final passage and adoption in accordance with the provisions of applicable state law and the City Charter.

PASSED AND APPROVED on First Reading this _____ day of September, 2015.

FINALLY PASSED AND APPROVED on this _____ day of September, 2015.

CITY OF KYLE, TEXAS

R. Todd Webster, Mayor

ATTEST:

Amelia Sanchez, City Secretary

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Version: Proposed As Amended FY 2015-16 Budget As of Date: 9/1/2015

City of Kyle, Texas Summary of Proposed Budget For Fiscal Year 2015-16

Transportation Fund 127		776,458 700,000	1,476,458	1,476,458 -	1,476,458	· ·	
Transp Fu 13	÷	в	\$ 1	 ج	\$ 1	φ	ø
t l							•
Facility Replacement Fund 118							
- I	θ	\$	φ	ഗ	\$	\$	÷
Fleet Replacement Fund 117							
Rep	θ	\$	θ	θ	ф	φ	ŝ
Equip nent			'		· ·	· ·	·
Computer/Equip Replacement Fund 116	Ś	θ	ω	θ	φ	θ	ы
Street Maint. & Improvement Fund 115	506,288	90,500	90,500		,	90,500	596,788
Stree	Ф	÷	φ	б	ю	Ś	ю
Utility Fund 310	9,021,753	15,861,650 -	15,861,650	9,452,704 7,499,169	16,951,873	(1,090,223)	7,931,530
5	θ	\$	ы	в	ю	ф	ω
Emergency Reserve Fund 112	1,250,000		·	- 1,250,000	1,250,000	(1,250,000)	
ШШ Ц	θ	\$	ω	\$	θ	φ	θ
General Fund CIP Projects Fund 111		- 750,120	750,120	750,120 -	750,120		
CIP	θ	Ф	φ	ю	φ	φ	ю
General Fund 110	8,813,885	18,800,801 2,593,494	21,394,295	19,022,210 2,372,085	21,394,295	(0)	8,813,885
Gen	θ	θ	θ	\$	φ	\$	φ
	Beginning Balance	Revenue Transfers-in	Total Revenue & Transfers- in:	Expenditures Transfers-Out	Total Expenditures & Transfers-Out:	Revenue in Excess of Expenditures	Estimated Ending Balance:
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Version: Proposed As Amended FY 2015-16 Budget As of Date: 9/1/2015

City of Kyle, Texas Summary of Proposed Budget For Fiscal Year 2015-16

2008 2013 CO Bond GO Bond Fund Fund 184 188	659,489 \$ 2,189,029	φ	<i>м</i>	- \$ 1,519,276 -	- \$ 1,519,276	- \$ (1,519,276)	659 489 \$ 669 753
O	φ	\$	θ	ф	φ	φ	÷
Park Development Fund 172	260,682			190,000 -	190,000	(190,000)	70.682
De	θ	\$	θ	θ	φ	ф	6
TIRZ Debt Service Fund 152		438,950 1,488,800	1,927,750	1,927,731 -	1,927,731	19	01
Det	ŝ	θ	ω	\$	θ	φ	6
Debt Service Fund 151	622,010	6,565,000 702,442	7,267,442	6,366,875 1,488,800	7,855,675	(588,233)	33 777
	θ	θ	θ	\$	θ	φ	6
Hotel Occupancy Fund 135	142,604	208,250	208,250	120,000 136,396	256,396	(48,146)	94 458
õ	в	θ	ω	Ś	ω	φ	6
Court Special Rev. Fund 133	168,227	63,000	63,000	50,000 18,600	68,600	(5,600)	162 627
Sp	Ф	\$	φ	θ	φ	ф	6
Police Sp. Revenue Fund 132	10,649	3,000	3,000			3,000	13 640
Sp.	÷	\$	ω	\$	ы	φ	6
Police Forfeiture Fund 131	9,509						9.509
	θ	\$	÷	ഗ	θ	ф	e.
	Beginning Balance	Revenue Transfers-in	Total Revenue & Transfers- in:	Expenditures Transfers-Out	Total Expenditures & Transfers-Out:	Revenue in Excess of Expenditures	Estimated Ending Balance:

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Version: Proposed As Amended FY 2015-16 Budget As of Date: 9/1/2015

City of Kyle, Texas Summary of Proposed Budget For Fiscal Year 2015-16

Victims Coordinator Grant 414	8) \$ 40,678	- \$ 33,965 - 21,965	- \$ 55,930	- \$ 55,670 -	- \$ 55,670	- 260	8) \$ 40.938
Mental Health Svcs Grant 413	\$ (15,978)	Ф	\$	69	\$	ø	\$ (15.978)
Train Depot Renovation Donation 412							
	ŝ	\$	ω	в	ω	φ	es.
Wastewater Impact Fee Fund 342	7,320,125	3,100,000 -	3,100,000	10,778,975 -	10,778,975	(7,678,975)	(358.850)
≥ ⊑	÷	\$	θ	\$	φ	φ	69
Wastewater CIP Fund 341		- 4,125,000	4,125,000	4,125,000	4,125,000		
8	÷	\$	θ	\$	φ	ф	6
Water Impact Fee Fund 332	1,393,370	1,000,000	1,000,000	905,000	905,000	95,000	1.488.370
	÷	Ф	θ	\$	θ	ф	69
Water CIP Fund 331	279,217	300,000	300,000	300,000	300,000		279.217
	÷	\$	θ	\$	ω	ф	6
2015 GO Bond Fund 192	\$ 30,480,000	\$ 1,926,730	\$ 1,926,730	\$ 22,468,097 -	\$ 22,468,097	\$ (20,541,367)	\$ 9.938.633
2014 Tax Notes 190	96,958						96.958
	\$	θ	ω	\$	ω	ы	69
	Beginning Balance	Revenue Transfers-in	Total Revenue & Transfers- in:	Expenditures Transfers-Out	Total Expenditures & Transfers-Out:	Revenue in Excess of Expenditures	Estimated Ending Balance:

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City of Kyle, Texas Summary of Proposed Budget For Fiscal Year 2015-16

		Just	Juvenile Justice Grant Fund 419	& Go	Public Educational & Government 450	Ţ	OPEB Trust Fund 810	μ'n	General Gov't Fixed Assets 910		Total Fund Balance
£.	Beginning Balance	÷		÷	139,216	φ	339,804	Ф	93,251,482	ŝ	156,978,996
	Revenue Transfers-in	θ	70,948 -	θ	35,000 -	θ	- 156,500	\$		\$	47,047,522 12,765,050
	Total Revenue & Transfers- in:	ω	70,948	θ	35,000	θ	156,500	φ	·	φ	59,812,572
	Expenditures Transfers-Out	θ	70,948 -	Ф	120,000 -	\$	16,710 -	θ		\$	79,715,774 12,765,050
7.	Total Expenditures & Transfers-Out:	ы	70,948	ю	120,000	θ	16,710	φ	,	φ	92,480,824
	Revenue in Excess of Expenditures	φ		¢	(85,000)	φ	139,790	φ		φ	(32,668,252)
o.	Estimated Ending Balance:	φ	,	φ	54,216	φ	479,594	ф	93,251,482	ŝ	124,310,745

Version: Proposed As Amended FY 2015-16 Budget As of Date: 9/1/2015

Print Date: 9/3/2015 11:47 AM

City of Kyle, Texas Amendments to Proposed Budget for Fiscal Year 2015-16 Approved by City Council on September 1, 2015

Amendment	Sponsor	Description	G	eneral Fund	Ot	her Funds	
1	Tenorio	Change funding source for Parks Master Plan from General Fund to Park Development Fund	\$	(45,000)	\$	45,000	Park Dev Fund
2	Webster	Eliminate funding for Internal Service Funds in its entirety	\$	(1,421,784)	\$	(194,600)	Utility Fund
3	Webster	Eliminate funding for City's Civic Grant Program	\$	(37,500)	\$	-	
4	Webster	Eliminate funding for Downtown Revitalization Grant Program	\$	(50,000)	\$	-	
5	Webster	Eliminate funding for traffic signal for Bunton Creek/Dacy Lane	\$	(275,000)	\$	-	
6	Fogley	Reduce funding for CARTS	\$	(75,000)	\$	-	
7	Tenorio	Increase funding to Kyle Chamber for the tourism program	\$	-	\$	32,000	HOT Fund
8	Arabie	Defer funding by one year for Melinda Lane/Pumphouse Road Waterline CIP	\$	-	\$	(120,000)	Utility Fund
9	Wilson	Add funding for FM 2770/RM 150 Sidewalk Project CIP	\$	700,000	\$	-	
10	Webster	Add four (4) additional police officer positions and two (2) additional patrol vehicles	\$	430,000	\$	-	
11	Webster	Increase overtime funding for police operations	\$	35,000	\$	-	
12	Arabie	Increase funding for library collections	\$	30,000	\$	-	
13	Arabie	Restore funding for the new Division Manager of Street Maintenance position	\$	85,235	\$	-	
14	Webster	Add funding for City Manager's performance review based pay increase	\$	10,000	\$	-	
15	Hervol/Tenorio	Add funding to Economic Development department's budget	\$	25,000	\$	-	
		Total Amendments:	\$	(589,049)	\$	(237,600)	

City of Kyle, Texas Amendments to Proposed Budget for Fiscal Year 2015-16 Approved by City Council on August 1, 2015

Amendment	Sponsor	Description	Council Vote	Fund Type	Budget Category	Proposed Budget FY 2015-16	an A De	Amendment Increase (Decrease)	Amended Proposed Budget FY 2015-16	
÷	CM Tenorio	Delete Funding for Division Manager of Street Maintenance Position for FY 2016		General Fund	Expenditures	\$ 85,235	\$	(85,235)	۰ ب	
		Add Funding for Fire Department to Replace SCBAs		General Fund	Expenditures	\$ 29,484	Ф	75,000	\$ 104,484	
		Add Funding for Computer Hardware for New Building Inspector Position		General Fund	Expenditures	\$ 2,700	φ	2,500	\$ 5,200	
		Sub-total:	2-0			\$ 117,419	Ь	(7,735)	\$ 109,684	
6	Mayor Webster	Add Funding for Repainting/Repairs for Iconic Downtown Water Tower		General Fund	Expenditures	۰ ج	\$	100,000	\$ 100,000	
		Reduce Funding for Transfers to Internal Service Funds for Equipment, Fleet, & Facility Replacement		General Fund	Expenditures	\$ 1,723,649	θ	(100,000)	\$ 1,623,649	
		Sub-total:	2-0			\$ 1,723,649	ь	,	\$ 1,723,649	
ŗ	CM Selbera	Add Funding for Railroad Crossing Quiet Zone Study & Assessment		General Fund	Expenditures	۰ ب	θ	15,000	\$ 15,000	
		Reduce Funding for Transfers to Internal Service Funds for Equipment, Fleet, & Facility Replacement		General Fund	Expenditures	\$ 1,623,649	θ	(7,265)	\$ 1,616,384	
		Sub-total:	0-2			\$ 1,623,649	Ь	7,735	\$ 1,631,384	
		Net Increase (Decrease) in General Fund Expenditures:				\$ 3,464,717	÷		\$ 3,464,717	



CITY OF KYLE, TEXAS

Ordinance to Adopt Ad Valorem Tax Rates for FY 2015-16 Meeting Date: 9/8/2015 Date time: 7:00 PM

Subject/Recommendation: (Second Reading) An Ordinance of the City of Kyle, Texas, fixing the ad valorem tax rate and providing for the levying of ad valorem taxes for use and support of the municipal government of the City for the fiscal year beginning October 1, 2015 and ending September 30, 2016; providing for apportioning each levy for specific purposes; and providing when taxes shall become due and when same shall become delinquent if not paid. $\sim J$. Scott Sellers, City Manager **Other Information:** The Budget for Fiscal Year 2015-16 is a financial plan for all City funds, programs, services, operations, and activities for the period covering October 1, 2015 through September 30, 2016. The Fiscal Year 2015-16 Budget for all City expenditures totals approximately \$78.93 million from all City funds; which includes approximately \$21.98 million for the City's General Fund expenditures. On August 1, 2015, the City Council passed a Resolution that they considered to place a proposal to adopt an estimated ad valorem tax rate of \$0.6146 per \$100.00 of assessed taxable valuation for Fiscal Year 2015-16 on the agenda of a future City Council meeting as an action item and recorded the vote on the proposal to be as follows: FOR: Mayor R. Todd Webster Mayor Pro Tem David Wilson, District 4 Council Member Diane Hervol, District 1 Council Member Becky Selbera, District 2 Council Member Shane Arabie, District 3 Council Member Damon Fogley, District 5 Council Member Daphne Tenorio, District 6 AGAINST: None PRESENT AND NOT VOTING: None ABSENT: None On September 1, 2015, the City Council passed on first reading the Tax Rate Ordinance for ad valorem tax rates which included a component for Maintenance and Operations (M&O) of the municipal government of the City of Kyle and a component for Interest and Sinking (I&S) foreFilscad

Year 2015-16.

	The total ad valorem (property) tax rate as adopted on first reading of the Tax Rate Ordinance totals \$0.5848 per \$100.00 of assessed taxable valuation. The two property tax rate components are as follows:
	 \$0.2306 per \$100.00 of assessed taxable valuation for the Maintenance and Operation (M&O) support of the general government (General Fund) and, \$0.3542 per \$100.00 of assessed taxable valuation for Interest and
	• \$0.3542 per \$100.00 of assessed taxable valuation for Interest and Sinking (I&S) for the payment of principal and interest on debt.
	The total tax rate of \$0.5848 is 20.1 percent above the effective tax rate of \$0.4870 per \$100 of assessed taxable valuation.
	In compliance with the requirements of the City Charter and Truth-in-Taxation, public notices were published in the Hays Free Press on July 29, 2015 and August 12, 2015; and two (2) required public hearings on property tax increase were held on August 19, 2015 and August 26, 2015.
	All Public Hearings were conducted in open meetings of the Kyle City Council held at the Kyle City Hall, 100 West Center Street, Kyle, Texas.
Legal Notes:	
Budget Information:	Please refer to the budget document for complete budget details on the City's website at:
	http://www.cityofkyle.com/sites/default/files/fileattachments/proposed_budget _fy_2015-16_0.pdf, also available in paper copy at City Hall and the Kyle Public Library.

Viewing Attachments Requires Adobe Acrobat. <u>Click here</u> to download.

Attachments / click to download

- Resolution Consideration of Tax Increase
- <u>Notice of Public Hearings on Tax Rates</u>
- Tax Rate Calculation Worksheets
- **Ordinance**

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF KYLE, TEXAS FIXING THE AD VALOREM TAX RATE, AND PROVIDING FOR THE LEVYING OF AD VALOREM TAXES FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016; PROVIDING FOR APPORTIONING EACH LEVY FOR SPECIFIC PURPOSES; AND PROVIDNG WHEN TAXES SHALL BECOME DUE AND WHEN SAME SHALL BECOME DELINQUENT IF NOT PAID.

Whereas, the City Council of the City of Kyle, Texas approved the municipal budget for the fiscal year beginning October 1, 2015 and ending September 30, 2016; and

Whereas, it is necessary that an Ordinance be passed levying an ad valorem tax on all property, both real and personal, within the corporate limits of the City of Kyle, Texas in accordance with such budget and the Texas Tax Code.

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

Section 1. There is hereby levied and there shall be collected for the Maintenance and Operations (use and support) of the municipal government of the City of Kyle (herein the "City") and to provide an Interest and Sinking Fund for the Fiscal Year 2015-16, upon all property, real, personal and mixed, within the corporate limits of said City on January 1, 2015 subject to taxation, a tax of \$0.5848 on each \$100.00 taxable valuation of property, said tax being so levied and apportioned to the specific purposes here set forth:

- 1. For the Maintenance and Operation support of the general government (General Fund), \$0.2306 on each \$100.00 taxable valuation of property; and
- 2. For the Interest and Sinking Fund, \$0.3542 on each \$100.00 taxable valuation of property.
- 3. The total tax rate of \$0.5848 on each \$100.00 taxable valuation of property is 20.1 percent above the effective tax rate of \$0.4870 per \$100.00 taxable valuation of property.
- 4. THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

- 5. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 20.1 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$97.82.
- 6. The tax rate of \$0.5848 per \$100.00 of assessed taxable valuation will increase total city property tax on a \$100,000 home in Kyle by \$97.82 as compared to the effective tax rate of \$0.4870 per \$100.00 of assessed taxable valuation.

Section 2. <u>Taxes Due and Payable.</u> That taxes levied under this Ordinance shall be due and payable on October 1, 2015 and if not paid on or before January 31, 2016 shall immediately become delinquent.

Section 3. <u>Tax Lien.</u> All taxes shall become a lien upon the property against which assessed, and the Hays County Tax Office as the assessor and collector of the City is hereby authorized and empowered to enforce the collection of such taxes according to the Constitution and laws of the state of Texas and ordinances of the City, and shall, by virtue of the tax rolls, fix and establish a lien by levying upon such property, whether real or personal, for the payment of said taxes, penalty and interest, and the interest and penalty collected from such delinquent taxes shall be apportioned to the general fund of the City. All delinquent taxes shall bear interest from date of delinquency at the rate as prescribed by state law.

Section 4. <u>Public Hearings.</u> By September 8, 2015, the scheduled date of the 2nd Reading of the Property Tax Rate Adoption Ordinance, the City Council held two (2) separate public hearings to obtain comments and recommendations from Kyle citizens, residents, businesses, and other interested persons specifically on the City's property tax rates. In compliance with Truth-in-Taxation requirements, the required public "Notice of 2015 Tax Year Proposed Property Tax Rate for City of Kyle" was published in the Hays Free Press on August 12, 2015. The two required public hearings on the proposed 2015 property tax rate for the City of Kyle were held by the City Council on August 19, 2015 and August 26, 2015.

Section 4. <u>Effective Date.</u> This Ordinance shall take effect immediately from and after its passage.

Section 5. <u>Open Meetings</u>. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED on 1st reading this 1st day of September, 2015.

PASSED AND FINALLY APPROVED on 2nd reading on this <u>8th</u> day of September, 2015.

CITY OF KYLE, TEXAS

R. Todd Webster, Mayor

ATTEST:

Amelia Sanchez, City Secretary

2015 Effective Tax Rate Worksheet City of Kyle

Date: 07/31/2015 07:07 PM

1. 2014 total taxable value. Enter the amount of 2014 taxable value on the 2014 tax roll today. Include any adjustments since last year's certification; exclude Tax Code Section 25.25(d) one-third over-appraisal corrections from these adjustments. This total includes the taxable value of homesteads with tax ceilings (will deduct in Line 2) and the captured value for tax increment financing (will deduct taxes in Line 14). ¹	\$1,692,487,906
2. 2014 tax ceilings. Counties, cities and junior college districts. Enter 2014 total taxable value of homesteads with tax ceilings. These include the homesteads of homeowners age 65 or older or disabled. Other taxing units enter 0. If your taxing units adopted the tax ceiling provision in 2014 or a prior year for homeowners age 65 or older or disabled, use this step. ²	\$0
3. Preliminary 2014 adjusted taxable value. Subtract Line 2 from Line 1.	\$1,692,487,906
4. 2014 total adopted tax rate.	\$0.5383/\$100
5. 2014 taxable value lost because court appeals of ARB decisions reduced 2014 appraised value. A. Original 2014 ARB Values. B. 2014 values resulting from final court decisions.	\$0
	\$0
C. 2014 value loss. Subtract B from A. ³	\$0
6. 2014 taxable value, adjusted for court-ordered reductions. Add Line 3 and Line 5C.	\$1,692,487,906
 7. 2014 taxable value of property in territory the taxing unit deannexed after Jan. 1, 2014. Enter the 2014 value of property in deannexed territory.⁴ 	\$0
8. 2014 taxable value lost because property first qualified for an exemption in 2015. Note that lowering the amount or percentage of an existing exemption does not create a new exemption or reduce taxable value. If the taxing unit increased an original exemption, use the difference between the original exempted amount and the increased exempted amount. Do not include value lost to freeport or goods-in-transit exemptions.	
A. Absolute exemptions. Use 2014 market value:	\$3,219
B. Partial exemptions. 2015 exemption amount or 2015 percentage exemption times 2014 value:	\$2,579,473
C. Value loss. Add A and B. ⁵	\$2,582,692
9. 2014 taxable value lost because property first qualified for agricultural appraisal (1- d or 1-d-1), timber appraisal, recreational/scenic appraisal or public access airport special appraisal in 2015. Use only properties that qualified in 2015 for the first time; do not use properties that qualified in 2014.	
A. 2014 market value:	\$0
B. 2015 productivity or special appraised value:	ltem # 2 \$0

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C. Value loss. Subtract B from A. ⁶	\$0
10. Total adjustments for lost value. Add lines 7, 8C and 9C.	\$2,582,692
11. 2014 adjusted taxable value. Subtract Line 10 from Line 6.	\$1,689,905,214
12. Adjusted 2014 taxes. Multiply Line 4 by Line 11 and divide by \$100.	\$9,096,759
13. Taxes refunded for years preceding tax year 2014. Enter the amount of taxes refunded by the taxing unit for tax years preceding tax year 2014. Types of refunds include court decisions, Tax Code Section 25.25(b) and (c) corrections and Tax Code Section 31.11 payment errors. Do not include refunds for tax year 2014. This line applies only to tax years preceding tax year 2014. ⁷	\$1,181
14. Taxes in tax increment financing (TIF) for tax year 2014. Enter the amount of taxes paid into the tax increment fund for a reinvestment zone as agreed by the taxing unit. If the taxing unit has no 2015 captured appraised value in Line 16D, enter 0. ⁸	\$430,282
15. Adjusted 2014 taxes with refunds and TIF adjustment. Add Lines 12 and 13, subtract Line 14. ⁹	\$8,667,658
16. Total 2015 taxable value on the 2015 certified appraisal roll today. This value includes only certified values and includes the total taxable value of homesteads with tax ceilings (will deduct in Line 18). These homesteads include homeowners age 65 or older or disabled. ¹⁰	
A. Certified values:	\$1,900,035,485
B. Counties: Include railroad rolling stock values certified by the Comptroller's office:	\$0
C. Pollution control exemption: Deduct the value of property exempted for the current tax year for the first time as pollution control property:	\$0
D. Tax increment financing: Deduct the 2015 captured appraised value of property taxable by a taxing unit in a tax increment financing zone for which the 2015 taxes will be deposited into the tax increment fund. Do not include any new property value that will be included in Line 21 below. ¹¹	\$80,014,867
E. Total 2015 value. Add A and B, then subtract C and D.	\$1,820,020,618
17. Total value of properties under protest or not included on certified appraisal roll. ¹²	
A. 2015 taxable value of properties under protest. The chief appraiser certifies a list of properties still under ARB protest. The list shows the appraisal district's value and the taxpayer's claimed value, if any, or an estimate of the value if the taxpayer wins. For each of the properties under protest, use the lowest of these values. Enter the total value. ¹³	\$83,244,286
B. 2015 value of properties not under protest or included on certified appraisal roll. The chief appraiser gives taxing units a list of those taxable properties that the chief appraiser knows about, but are not included in the appraisal roll certification. These properties also are not on the list of properties that are still under protest. On this list of properties, the chief appraiser includes the market value, appraised value and exemptions for the preceding year and a reasonable estimate of the market value, appraised value and	\$0
exemptions for the current year. Use the lower market, appraised or taxable value (as appropriate). Enter the total value. ¹⁴	Item # 2

C. Total value under protest or not certified: Add A and B.	\$83,244,286
18. 2015 tax ceilings. Counties, cities and junior colleges enter 2015 total taxable value of homesteads with tax ceilings. These include the homesteads of homeowners age 65 or older or disabled. Other taxing units enter 0. If your taxing units adopted the tax ceiling provision in 2014 or a prior year for homeowners age 65 or older or disabled, use this step. ¹⁵	\$0
19. 2015 total taxable value. Add Lines 16E and 17C. Subtract Line 18.	\$1,903,264,904
20. Total 2015 taxable value of properties in territory annexed after Jan. 1, 2014. Include both real and personal property. Enter the 2015 value of property in territory annexed. ¹⁶	\$0
21. Total 2015 taxable value of new improvements and new personal property located in new improvements. New means the item was not on the appraisal roll in 2014. An improvement is a building, structure, fixture or fence erected on or affixed to land. New additions to existing improvements may be included if the appraised value can be determined. New personal property in a new improvement must have been brought into the taxing unit after Jan. 1, 2014, and be located in a new improvement. New improvements do include property on which a tax abatement agreement has expired for 2015. ¹⁷	\$123,731,762
22. Total adjustments to the 2015 taxable value. Add Lines 20 and 21.	\$123,731,762
23. 2015 adjusted taxable value. Subtract Line 22 from Line 19.	\$1,779,533,142
24. 2015 effective tax rate. Divide Line 15 by Line 23 and multiply by \$100. ¹⁸	\$0.4870/\$100
25. COUNTIES ONLY. Add together the effective tax rates for each type of tax the county levies. The total is the 2015 county effective tax rate. ¹⁹	

A county, city or hospital district that adopted the additional sales tax in November 2014 or in May 2015 must adjust its effective tax rate. The Additional Sales Tax Rate Worksheet sets out this adjustment. Do not forget to complete the Additional Sales Tax Rate Worksheet if the taxing unit adopted the additional sales tax on these dates.

¹Tex. Tax Code Section 26.012(14) ²Tex. Tax Code Section 26.012(14) ³Tex. Tax Code Section 26.012(13) ⁴Tex. Tax Code Section 26.012(15) ⁵Tex. Tax Code Section 26.012(15) ⁶Tex. Tax Code Section 26.012(15) ⁷Tex. Tax Code Section 26.012(13) ⁸Tex. Tax Code Section 26.03(c) ⁹Tex. Tax Code Section 26.012(13) ¹⁰Tex. Tax Code Section 26.012(15) ¹¹Tex. Tax Code Section 26.03(c) ¹²Tex. Tax Code Section 26.01(c) ¹³Tex. Tax Code Section 26.04 and 26.041 ¹⁴Tex. Tax Code Section 26.04 and 26.041 ¹⁵Tex. Tax Code Section 26.012(6) ¹⁶Tex. Tax Code Section 26.012(17) ¹⁷Tex. Tax Code Section 26.012(17) ¹⁸Tex. Tax Code Section 26.04(c)

¹⁹Tex. Tax Code Section 26.04(d)

2015 Rollback Tax Rate Worksheet City of Kyle

Date: 07/31/2015

26. 2014 maintenance and operations (M&O) tax rate.	\$0.2603/\$100
27. 2014 adjusted taxable value. Enter the amount from Line 11.	\$1,689,905,214
28. 2014 M&O taxes.	
A. Multiply Line 26 by Line 27 and divide by \$100.	\$4,398,823
B. Cities, counties and hospital districts with additional sales tax: Amount of additional sales tax collected and spent on M&O expenses in 2014. Enter amount from full year's sales tax revenue spent for M&O in 2014 fiscal year, if any. Other taxing units enter 0. Counties exclude any amount that was spent for economic development grants from the amount of sales tax spent.	\$1,521,762
C. Counties: Enter the amount for the state criminal justice mandate. If second or later year, the amount is for increased cost above last year's amount. Other taxing units enter 0.	\$0
D. Transferring function: If discontinuing all of a department, function or activity and transferring it to another taxing unit by written contract, enter the amount spent by the taxing unit discontinuing the function in the 12 months preceding the month of this calculation. If the taxing unit did not operate this function for this 12-month period, use the amount spent in the last full fiscal year in which the taxing unit operated the function. The taxing unit discontinuing the function will subtract this amount in H below. The taxing unit receiving the function will add this amount in H below. Other taxing units enter 0.	\$0
E. Taxes refunded for years preceding tax year 2014: Enter the amount of M&O taxes refunded in the preceding year for taxes before that year. Types of refunds include court decisions, Tax Code Section 25.25(b) and (c) corrections and Tax Code Section 31.11 payment errors. Do not include refunds for tax year 2014. This line applies only to tax years preceding tax year 2014.	\$584
F. Enhanced indigent health care expenditures: Enter the increased amount for the current year's enhanced indigent health care expenditures above the preceding tax year's enhanced indigent health care expenditures, less any state assistance.	\$0
G. Taxes in TIF: Enter the amount of taxes paid into the tax increment fund for a reinvestment zone as agreed by the taxing unit. If the taxing unit has no 2015 captured appraised value in Line 16D, enter 0.	\$208,067
H. Adjusted M&O Taxes. Add A, B, C, E and F. For unit with D, subtract if discontinuing function and add if receiving function. Subtract G.	\$5,713,102
29. 2015 adjusted taxable value. Enter Line 23 from the Effective Tax Rate Worksheet.	\$1,779,533,142
30. 2015 effective maintenance and operations rate. Divide Line 28H by Line 29 and multiply by \$100.	\$0.3210/\$100
31. 2015 rollback maintenance and operation rate. Multiply Line 30 by 1.08.	ltem # 2 \$0.3466/\$100

 32. Total 2015 debt to be paid with property taxes and additional sales tax revenue. "Debt" means the interest and principal that will be paid on debts that: (1) are paid by property taxes, 	
 (2) are secured by property taxes, (3) are scheduled for payment over a period longer than one year and (4) are not classified in the taxing unit's budget as M&O expenses. 	
A. Debt also includes contractual payments to other taxing units that have incurred debts on behalf of this taxing unit, if those debts meet the four conditions above. Include only amounts that will be paid from property tax revenue. Do not include appraisal district budget payments. List the debt in Schedule B: Debt Service.	\$7,152,832
B. Subtract unencumbered fund amount used to reduce total debt.	\$409,611
C. Subtract amount paid from other resources.	
D. Adjusted debt. Subtract B and C from A.	\$0
	\$6,743,221
33. Certified 2014 excess debt collections. Enter the amount certified by the collector.	\$0
34. Adjusted 2015 debt. Subtract Line 33 from Line 32D.	\$6,743,221
35. Certified 2015 anticipated collection rate. Enter the rate certified by the collector. If the rate is 100 percent or greater, enter 100 percent.	100.00%
36. 2015 debt adjusted for collections. Divide Line 34 by Line 35	\$6,743,221
37. 2015 total taxable value . Enter the amount on Line 19.	\$1,903,264,904
38. 2015 debt tax rate. Divide Line 36 by Line 37 and multiply by \$100.	\$0.3542/\$100
39. 2015 rollback tax rate. Add Lines 31 and 38.	\$0.7008/\$100
40. COUNTIES ONLY. Add together the rollback tax rates for each type of tax the county levies. The total is the 2015 county rollback tax rate.	

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A taxing unit that adopted the additional sales tax must complete the lines for the Additional Sales Tax Rate. A taxing unit seeking additional rollback protection for pollution control expenses completes the Additional Rollback Protection for Pollution Control.

2015 Additional Sales Tax Rate Worksheet City of Kyle

Date: 07/31/2015	Date:	07/31	/2015
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	Date. 07/51/20
41. Taxable Sales. For taxing units that adopted the sales tax in November 2014 or May 2015, enter the Comptroller's estimate of taxable sales for the previous four quarters. ¹ Taxing units that adopted the sales tax before November 2014, skip this line.	\$0
 42. Estimated sales tax revenue. Counties exclude any amount that is or will be spent for economic development grants from the amount of estimated sales tax revenue.² Taxing units that adopted the sales tax in November 2014 or in May 2015. Multiply the amount on Line 41 by the sales tax rate (.01, .005 or .0025, as applicable) and multiply the result by .95.³ or - 	\$1,521,762
Taxing units that adopted the sales tax before November 2014. Enter the sales tax revenue for the previous four quarters. Do not multiply by .95.	
43. 2015 total taxable value. Enter the amount from Line 37 of the Rollback Tax Rate Worksheet.	\$1,903,264,904
44. Sales tax adjustment rate. Divide Line 42 by Line 43 and multiply by \$100.	\$0.0800/\$100
45. 2015 effective tax rate, unadjusted for sales tax. Enter the rate from Line 24 or 25, as applicable, on the Effective Tax Rate Worksheet.	\$0.4870/\$100
46. 2015 effective tax rate, adjusted for sales tax. ⁴ Taxing units that adopted the sales tax in November 2014 or in May 2015. Subtract Line 44 from Line 45. Skip to Line 47 if you adopted the additional sales tax before November 2014.	\$0.4870/\$100
47. 2015 rollback tax rate, unadjusted for sales tax. ⁵ Enter the rate from Line 39 or 40, as applicable, of the Rollback Tax Rate Worksheet.	\$0.7008/\$100
48. 2015 rollback tax rate, adjusted for sales tax. Subtract Line 44 from Line 47.	\$0.6208/\$100

¹Tex. Tax Code Section 26.041(d)

 2 Tex. Tax Code Section 26.041(i)

³Tex. Tax Code Section 26.041(d)

⁴Tex. Tax Code Section 26.04(c)

⁵Tex. Tax Code Section 26.04(c)

NOTICE OF 2015 TAX YEAR PROPOSED PROPERTY TAX RATE FOR CITY OF KYLE

A tax rate of \$0.6145 per \$100 valuation has been proposed for adoption by the governing body of City of Kyle. This rate exceeds the lower of the effective or rollback tax rate, and state law requires that two public hearings be held by the governing body before adopting the proposed tax rate.

PROPOSED TAX RATE	\$0.6145 per \$100
PRECEDING YEAR'S TAX RATE	\$0.5383 per \$100
EFFECTIVE TAX RATE	\$0.4870 per \$100
ROLLBACK TAX RATE	\$0.6208 per \$100

The effective tax rate is the total tax rate needed to raise the same amount of property tax revenue for City of Kyle from the same properties in both the 2014 tax year and the 2015 tax year.

The rollback tax rate is the highest tax rate that City of Kyle may adopt before voters are entitled to petition for an election to limit the rate that may be approved to the rollback rate.

YOUR TAXES OWED UNDER ANY OF THE ABOVE RATES CAN BE CALCULATED AS FOLLOWS:

property tax amount= (rate) x (taxable value of your property)/100

For assistance or detailed information about tax calculations, please contact:

Luanne Caraway Hays County Tax Assessor-Collector 712 S. Stagecoach Trail, San Marcos, TX 78666 512-393-5545 luanne@co.hays.tx.us www.hayscountytax.com

You are urged to attend and express your views at the following public hearings on the proposed tax rate:

First Hearing: August 19, 2015 at 7:00 PM at Kyle City Hall, 100 West Center Street, Kyle, TX 78640.

Second Hearing: August 26, 2015 at 7:00 PM at Kyle City Hall, 100 West Center Street, Kyle, TX 78640.

RESOLUTION NO. 984

A RESOLUTION OF THE CITY OF KYLE, TEXAS, TO RECORD COUNCIL VOTE TO CONSIDER A PROPOSED AD VALOREM TAX RATE OF \$0.6146 PER \$100.00 OF TAXABLE VALUATION FOR FISCAL YEAR 2015-16 FOR THE CITY OF KYLE; MAKING FINDINGS OF FACT; AND PROVIDING FOR RELATED MATTERS.

Whereas, this is an estimated tax rate and is subject to change pending certified taxable property valuations due on July 31, 2015, and,

Whereas, the Texas Tax Code, Chapter 26 requires that when a proposed tax rate exceeds the effective tax rate or the rollback tax rate, whichever is lower, the taxing unit's governing body must vote to place a proposal to adopt the tax rate on the agenda of a future meeting as an action item and,

Whereas, the Texas Tax Code, Chapter 26 requires that prior to holding the required public hearings on the tax rate, the governing body must take a record vote by an ordinance or resolution, as appropriate, showing how each member of the governing body voted on the proposal to consider the tax increase, and,

Whereas, the Texas Tax Code, Chapter 26 requires that the governing body publish a notice of public hearing and hold two public hearings to receive comments from the public on the proposed tax rate.

Whereas, this Resolution complies with the provisions of the Texas Tax Code.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS, HAYS COUNTY, THAT:

Section 1. <u>Findings.</u> As required by the Texas Tax Code, the City Council of the City of Kyle, Texas, has on this day considered to place a proposal to adopt the ad valorem tax rate of \$0.6146 per \$100.00 of assessed taxable valuation for Fiscal Year 2015-16 on the agenda of a future City Council meeting as an action item and recorded the vote on the proposal to be as follows:

FOR:Mayor R. Todd WebsterMayor Pro Tem David Wilson, District 4Council Member Diane Hervol, District 1Council Member Becky Selbera, District 2Council Member Shane Arabie, District 3Council Member Damon Fogley, District 5Council Member Daphne Tenorio, District 6

AGAINST:

None

None

ABSENT: None

In addition, the following recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. <u>Authorization</u>. This Resolution of the City of Kyle, Texas, is hereby adopted in compliance with the requirements set forth in Chapter 26 of the Texas Tax Code.

Section 3. <u>Effective Date.</u> This Resolution shall take effect from and after the date of its passage as authorized by the Charter of the City of Kyle.

Section 4. <u>Open Meetings.</u> It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Local Government Code.

FINALLY PASSED AND APPROVED on this the 1st day of August, 2015.

THE CITY OF KYLE, TEXAS

R. Todd Webster, Mayor

ATTEST:

Amelia Sanchez, City Secretary