

ORDINANCE NO. 709

**AN ORDINANCE OF THE CITY OF KYLE, TEXAS
LEVYING AD VALOREM TAXES FOR USE AND
SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE
CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1,
2012 AND TERMINATING SEPTEMBER 30, 2013;
PROVIDING FOR APPORTIONING EACH LEVY FOR
SPECIFIC PURPOSES; AND PROVIDING 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, 2012 and ending September 30, 2013; 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 2012-13 , upon all property, real, personal and mixed, within the corporate limits of said City on January 1, 2012 subject to taxation, a tax of \$0.5244 on each \$100.00 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), \$0.2703 on each \$100.00 taxable valuation of property; and
2. For the Interest and Sinking Fund, \$0.2541 on each \$100.00 taxable valuation of property.
3. The total tax rate of \$0.5244 on each \$100.00 taxable valuation of property is 5.68 percent above the effective tax rate of \$0.4962 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. {Tax Code 26.05 (b)(1)}
5. The tax rate of \$0.5244 per \$100.00 taxable valuation exceeds the effective maintenance and operations rate of \$0.3196 per \$100.00 taxable valuation. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 64.08 PERCENT

AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS
ON A \$100,000 HOME BY APPROXIMATELY \$34.20. {Tax Code 26.05
(b)(1)}

6. THIS TOTAL TAX RATE OF \$0.5244 PER \$100.00 OF ASSESSED VALUATION WILL INCREASE TOTAL CITY PROPERTY TAX ON A \$100,000 HOME BY \$28.20 AS COMPARED TO THE EFFECTIVE TAX RATE OF \$0.4962 PER \$100.00 OF ASSESSED VALUATION.

Section 2. That taxes levied under this Ordinance shall be due October 1, 2012 and if not paid on or before January 31, 2013 shall immediately become delinquent.

Section 3. 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. Public Hearings. By September 5, 2012, the scheduled date of the 2nd Reading of the Property Tax Rate Adoption Ordinance, the City Council will have held a total of five (5) 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, all public notices were published in the Hays Free Press and the two required public hearings on tax increase were held on August 15, 2012 and August 23, 2012.

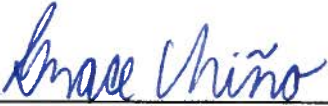
Section 4. Effective Date. This Ordinance shall take effect immediately from and after its passage.

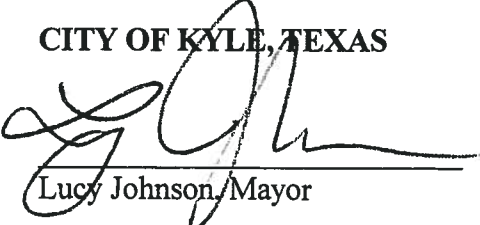
Section 5. Open Meetings. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED on 1st reading this 4th day of September, 2012.

PASSED AND FINALLY APPROVED on 2nd reading on this 5th day of September, 2012.

ATTEST:


Amelia Sanchez, City Secretary

CITY OF KYLE, TEXAS

Lucy Johnson, Mayor