

## ORDINANCE 581

**AN ORDINANCE ADOPTING THE TAX RATE AND LEVYING A TAX UPON ALL TAXABLE PROPERTY WITHING THE CITY OF ABERNATHY, TEXAS FOR THE 2016 TAX YEAR FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF ABERNATHY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017; APPROPRIATING THE FUNDS DERIVED FROM SAID TAX LEVY TO THE GENERAL FUND; PROVIDING WHEN TAXES SHALL BECOME DUE AND WHEN SAME SHALL BECOME DELINQUENT IF NOT PAID; AND ESTABLISHING AN EFFECTIVE DATE**

**Whereas**, the City Council of the City of Abernathy, Texas approved the municipal budget for the fiscal year beginning October 1, 2016 and ending September 30, 2017; and

**Whereas**, the City of Abernathy conducted public hearings on August 30, 2016 and September 6, 2016 to obtain comments and recommendations for Abernathy residents, businesses, and other interested persons specifically on the City's property tax rates.

**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 Abernathy, Texas in accordance with such budget and the Texas Tax Code.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABERNATHY, 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 Abernathy (herein the "City") upon all property, real, personal, and mixed; within the corporate limits of said city on January 1, 2016 subject to taxation, a tax of \$0.5693 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), \$0.5693 on each \$100.00 taxable valuation of property.
2. The total tax rate of \$0.5693 on each \$100.00 taxable valuation of property is 3.7 percent above the effective tax rate of \$0.5488 per \$100.00 taxable valuation of property.
3. THE TAXES ASSESSED AND LEVIED HEREBY WILL INCREASE TAX REVENUES FOR MAINTENANCE AND OPERATIONS OVER LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 3.7 PERCENT AND

WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$0.00.

**SECTION 2.**

**Taxes Due and Payable.** That taxes levied under this Ordinance shall be due and payable on October 1, 2016 and if not paid on or before January 31, 2017 shall immediately become delinquent.

**SECTION 3.**

**Tax Lien.** All taxes shall become a lien upon the property against which is assessed, taxes not paid on or before January 31, 2017 shall be increased by such penalty and interest as is provided by state law and, Article 11.02.002 of the Code of Ordinances of the City of Abernathy.

**SECTION 4.**

**Public Hearings.** In compliance with Truth-in-Taxation requirements, the required public "Notice of 2016 Tax Year Proposed Property Tax Rate for City of Abernathy" was published in the Plainview Daily Herald on August 26, 2016. The two required public hearings on proposed 2016 property tax rate for the City of Abernathy were held by the City Council on August 30, 2016 and September 6, 2016.

**SECTION 5.**

**Effective Date.** This ordinance shall become effective on the date of its passage by the City Council of the City of Abernathy, Texas.

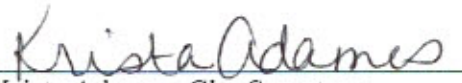
**SECTION 6.**

**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 Meeting Act.

**PASSED AND APPROVED THIS 12<sup>TH</sup> DAY OF SEPTEMBER 2016 BY THE FOLLOWING MOTION "I MOVE THAT PROPERTY TAXES BE INCREASED BY THE ADOPTION OF A TAX RATE OF \$0.5693/\$100 WHICH IS EFFECTIVELY A 3.7 PERCENT INCREASE IN THE TAX RATE," WHICH WAS MADE BY COUNCILMEMBER Vandegriff, MOTION SECONDED BY COUNCILMEMBER Cavazos TO APPROVE THIS ORDINANCE HAVING REVIEWED 4 AYES: 0 NAYS AND 0 ABSTAINED.**

  
Sharon Kester-Fair, Mayor

ATTEST:

  
Krista Adames, City Secretary

**RECORD OF VOTE**

Councilwoman Vandygriff  
Councilman Cavazos  
Councilman Macias  
Councilman Atchley  
Councilman Johnson

**First Reading**

For - Against - Abstain  
 For - Against - Abstain  
 For - Against - Abstain Absent  
 For - Against - Abstain  
 For - Against - Abstain

PASSED AND APPROVED ON SECOND READING THIS 10<sup>TH</sup> DAY OF OCTOBER 2016 BY THE FOLLOWING MOTION "I MOVE THAT PROPERTY TAXES BE INCREASED BY THE ADOPTION OF A TAX RATE OF \$0.5693/\$100 WHICH IS EFFECTIVELY A 3.7 PERCENT INCREASE IN THE TAX RATE," WHICH WAS MADE BY COUNCILMEMBER Macias, MOTION SECONDED BY COUNCILMEMBER Cavazos TO APPROVE THIS ORDINANCE HAVING REVIEWED 5 AYES: 0 NAYS AND 0 ABSTAINED.

  
Sharon Kester-Fair, Mayor

ATTEST:

  
Krista Adames, City Secretary

**RECORD OF VOTE**

Councilwoman Vandygriff  
Councilman Cavazos  
Councilman Macias  
Councilman Atchley  
Councilman Johnson

**First Reading**

For - Against - Abstain  
 For - Against - Abstain  
 For - Against - Abstain  
 For - Against - Abstain  
 For - Against - Abstain