

CITY OF ENNIS COMMISSION REGULAR MEETING

SEPTEMBER 16, 2013

7:00 P.M.

Mayor Thomas called the meeting to order at 7:00 p.m. on Monday, September 16, 2013, in the City Commission Chambers of the City of Ennis Municipal Building, 115 W. Brown Street, Ennis, Texas 75119.

PRESENT: Mayor Thomas, Commissioners Salik, Frazier, Haupt, Walker, Searcy, and Holley, City Manager Howerton, City Attorney Wilson, Chief Erisman, City Secretary Batchler, and New Media.

INVOCATION: Commissioner Walker

PLEDGE OF ALLEGIANCE was led by the Mayor.

ROLL CALL to determine the presence of a quorum: The City Secretary called the roll and determined that a quorum was present.

MINUTES of the September 3, 2013, Workshop were approved as presented on a motion by Commissioner Holley, seconded by Commissioner Haupt with all members present voting AYE. Minutes of the September 3, 2013, Special Meeting were approved as presented on a motion by Commissioner Walker, seconded by Commissioner Frazier with all members present voting AYE. Minutes of the September 3, 2013, regular meeting were approved as presented on a motion by Commissioner Frazier and seconded by Commissioner Salik with all members present voting AYE. Minutes of the September 10, 2013, Special Meeting were approved as presented on a motion by Commissioner Salik and seconded by Commissioner Haupt with all members present voting AYE.

RECORD VOTE

RATIFICATION OF THE PROPERTY TAX INCREASE IN THE BUDGET. Commissioner Holley moved to ratify the property tax increase in revenue by an amount of \$188,833.00, which is a 1.96 percent increase from last year's budget. Commissioner Haupt seconded the motion with all members voting as follows:

Mayor Thomas	AYE
Commissioner Salik	AYE
Commissioner Frazier	AYE
Commissioner Haupt	AYE
Commissioner Walker	AYE

Commissioner Searcy AYE
Commissioner Holley AYE

SECOND READING OF ORDINANCES

ORDINANCE 13-09-01 ADOPTING THE CITY OF ENNIS, TEXAS BUDGET AND APPROPRIATING RESOURCES FOR THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013. The Budget estimate for the revenue and expenditures for the City of Ennis, Texas, was presented by the City Manager for the fiscal year beginning October 1, 2013, and ending September 30, 2014. The sum of \$17,223,723.00 is appropriated out of the General Fund as follows:

For Operating Expenses	\$13,423,388.00
Capital Outlay	\$ 323,352.00
General Obligation	
Bond Debt	<u>\$ 3,476,983.00</u>
TOTAL	\$17,223,723.00

The sum of \$8,568,206.00 is appropriated out of the Water and Sewer Fund as follows:

For Operating Expenses	\$ 6,118,295.00
Capital Outlay	\$ 231,814.00
I & S	<u>\$ 2,218,097.00</u>
TOTAL	\$ 8,568,206.00

The sum of \$5,815,279.00 is appropriated out of the General Obligation Bond Interest and Sinking Fund for the payment of bonds and interest coupons maturing within the year.

The sum of \$2,218,097.00 is hereby appropriated out of the Revenue Bond Interest and Sinking Fund for the payment of bonds and interest coupons maturing within the year.

SECOND READING OF ORDINANCE 13-09-01 ADOPTING THE CITY OF ENNIS, TEXAS BUDGET AND APPROPRIATING RESOURCES OF THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013, caption of which follows:

ORDINANCE NO. 13-09-01

AN ORDINANCE OF THE CITY OF ENNIS, TEXAS, ADOPTING THE BUDGET, APPROPRIATING RESOURCES FOR THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013.

Commissioner Haupt moved to adopt Ordinance No. 13-09-01, the Budget and appropriate resources for the 2013-2014 Fiscal Year under second reading, Commissioner Salik seconded the motion. PASSED, APPROVED AND ADOPTED on a vote of AYE by all members in attendance as follows:

Mayor Thomas	AYE
Commissioner Salik	AYE
Commissioner Frazier	AYE
Commissioner Haupt	AYE
Commissioner Walker	AYE
Commissioner Searcy	AYE
Commissioner Holley	AYE

ORDINANCE NO. 13-09-02 AN ORDINANCE OF THE CITY OF ENNIS, TEXAS, FIXING THE TAX RATE FOR THE CITY OF ENNIS, TEXAS, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013 City Manager Howerton presented the ordinance as follows:

There is hereby levied and shall be assessed for the tax year of 2013-2014 an ad valorem tax of sixty-nine and fifty one hundredths cents (\$0.695) on each one hundred (\$100.00) valuation of property within the limits of the City of Ennis and subject to taxation, that such ad valorem tax shall all be appropriated to the General Fund and Interest and Sinking Fund as follows:

For the General Fund	\$ 0.448714
For the Interest & Sinking Fund	<u>\$ 0.246286</u>
TOTAL	\$ 0.695000

THIS TAX RATE WILL RAISE LESS TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE LOWERED BY 0.188447 PERCENT AND WILL LOWER TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$8.26.

The Tax Collector for the City of Ennis is hereby directed to levy for the 2013-2014 tax year the rates and amounts herein levied, and when such taxes are collected the City of Ennis is to distribute the collections in accordance with this ordinance.

Taxes are due and payable beginning October 1, 2013 through January 31, 2014 and all taxes become delinquent on February 1, 2014 with interest and penalty applied on and after that date.

SECOND READING OF ORDINANCE NO. 13-09-02 ESTABLISHING THE TAX RATE FOR THE CITY OF ENNIS, TEXAS, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013, caption of which follows:

ORDINANCE NO. 13-09-02

AN ORDINANCE OF THE CITY OF ENNIS, TEXAS, FIXING THE TAX RATE FOR THE CITY OF ENNIS, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013.

Commissioner Searcy under second reading moved to adopt Ordinance No. 13-09-02, that the property tax rate be increased by the adoption of a tax rate of \$00.6950 which is effectively a 2.033026 percent increase in the tax rate. Commissioner Haupt seconded the motion. PASSED, APPROVED AND ADOPTED on a vote of AYE by all members present as follows:

Mayor Thomas	AYE
Commissioner Salik	AYE
Commissioner Frazier	AYE
Commissioner Haupt	AYE
Commissioner Walker	AYE
Commissioner Searcy	AYE
Commissioner Holley	AYE

NEW BUSINESS

RESOLUTION 13-09-03 AUTHORIZING AND APPROVING THE FY 2013-2014 ENNIS ECONOMIC DEVELOPMENT CORPORATION BUDGET WITH "PROJECTS PURSUANT TO THE TEXAS LOCAL GOVERNMENT CODE, SECTION 505.151 – 505.158 (USE OF 4B SALES TAX REVENUE). The City Manager presented the Economic Development Corporation Budget for Fiscal Year 2013-2014 as follows:

REVENUE

Unrestricted Fund Balance FY 2012-2013	\$1,017,510.00
Restricted Fund Balance for Industrial Park Development FY 2012-2013	\$5,725,471.00
Restricted Fund Balance for Future Airport Development FY 2012-2013	\$1,938,500.00
Anticipated Sales Tax Revenue FY 2013-2014	\$1,269,605.00
Anticipated Revenues from Use of Money and Property	\$ 22,897.00
Bond Proceeds – Restricted for Industrial Park Development	\$ 590,567.00
TOTAL REVENUE	\$10,564,550.00

EXPENDITURES

DEBT SERVICE

Sales Tax Revenue Bonds, Series 2003 (Sterilite Rd. and Rudd Rd.)	\$ 147,068.00
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Sales Tax Revenue Bonds, Series 2004 (Ennis Industrial Park III)	\$ 106,482.00
Sales Tax Refunding Bonds, Series 2008	\$ 499,720.00
DEBT SERVICE TOTAL	\$ 753,270.00

FUNDED COMMITMENTS

Certificates of Obligation, Series 1998 (2012 Refunding)	\$ 120,200.00
Texas Capital Fund Repayment	\$ 22,794.00
FUNDED COMMITMENTS TOTAL	\$ 142,994.00

OPERATING AND CAPITAL EXPENDITURES

Christmas Lights (Pierce Park: \$20,000; Lights of Ennis Grant: \$15,000)	\$ 35,000.00
Economic Development Activities (Operations & Marketing)	\$ 80,000.00
Maintenance of Property and Facilities	\$ 290,561.00
Restricted for Future Airport Development	\$ 1,938,500.00
Restricted for Industrial Park Development (Capital – Sysco: \$2,000,000 of total)	\$6,733,658.00
OPERATING AND CAPITAL EXPENDITURES TOTAL	\$9,077,719.00

BOND PROCEEDS – RESTRICTED FOR INDUSTRIAL PARK DEVELOPMENT	\$ 590,567.00
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TOTAL EXPENDITURES	\$10,564,550.00
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Commissioner Salik moved to approve under second reading, Resolution 13-09-03 authorizing and approving the FY 2013-2014 Ennis Economic Corporation Budget with “Projects” pursuant to the Texas Local Government Code, Section 505.151-505.158 (Use of 4BSales Tax Revenue). Commissioner Haupt seconded. **PASSED, APPROVED, and ADOPTED** on a vote of AYE by all members present as follows:

Mayor Thomas	AYE
Commissioner Salik	AYE
Commissioner Frazier	AYE
Commissioner Haupt	AYE
Commissioner Walker	AYE
Commissioner Searcy	AYE
Commissioner Holley	AYE

RESOLUTION 13-09-04 PROVIDING FOR THE APPROVAL OF THE 2013 TAX ROLL FOR THE CITY OF ENNIS, ELLIS COUNTY, TEXAS, PURSUANT TO SECTION 26.09(e), TEXAS PROPERTY TAX CODE. City Manager Howerton presented the Resolution:

A RESOLUTION PROVIDING FOR THE APPROVAL OF THE 2013 TAX ROLL FOR THE CITY OF ENNIS, ELLIS COUNTY, TEXAS, PURSUANT TO SECTION 26.09(e), TEXAS PROPERTY TAX CODE; AND APPROVAL AND AN EFFECTIVE DATE THEREFORE.

The Chief Appraiser for the Ellis Central Appraisal District has appraised the real and personal property in the City of Ennis, Ellis County, Texas, for the year 2013, pursuant to Section 26.01, Texas Property Tax Code and in conformance with other applicable provisions of the Texas Property Tax Code; and

The Chief Appraiser for the Ellis Central Appraisal District has certified the appraisal of the real and personal property in the City of Ennis, Ellis County, Texas, for the year 2013 and forwarded same to the Assessor for the City of Ennis, in compliance with Section 26.01, Texas Property Tax Code; and

The Assessor for the City of Ennis, Texas, has submitted the certified appraisal roll for 2013 to the governing body of the City of Ennis, Texas, pursuant to Section 26.04, Texas Property Tax Code; and

The Assessor for the City of Ennis, Texas, has determined the amount of tax on the certified appraisal roll for real and personal property for 2013 and submitted same for approval by the City Commission of City of Ennis, Texas, under the provisions of Section 26.09, Texas Property Tax Code.

That the value used in the 2013 Tax Roll calculation is the 2013 Certified Taxable Value, \$1,411,761,140.00 certified by the Chief Appraiser for the Ellis Central Appraisal District on July 16, 2013.

That the amount of tax for 2013 is \$9,811,739.92, said amount having been calculated by the Assessor for the City of Ennis under the provisions of Section 26.09 of the Texas Property Tax Code by applying the duly adopted tax rate for 2013 of \$0.6950 to the certified appraisal roll for 2013, under the provision of the Texas Property Tax Code.

Commissioner Frazier moved to approve Resolution 13-09-13 providing for the approval of the 2013 Tax Roll with corrections with the removal of the word dollar in the seventh paragraph after \$9,811,739.92. Commissioner Haupt seconded. PASSED, APPROVED, AND ADOPTED on an AYE vote by all members in attendance.

AMENDMENT #1 TO ARCHITECTURAL AND ENGINEERING SERVICES AGREEMENT (FREESE & NICHOLS, TORNADO RECOVERY SERVICES). Commissioner Salik moved to approve Amendment #1 to the Architectural and Engineering Services Agreement with the engineering firm Freese & Nichols to provide professional architectural and engineering services in response to the damage due to tornadic activity in Ennis on the morning of May 16, 2013. Commissioner Holley seconded and all members in attendance voted AYE.

NOMINATIONS FOR THE BOARD OF DIRECTORS OF THE ELLIS CENTRAL APPRAISAL DISTRICT. Nominations must be submitted to the Ellis Appraisal District before October 15, 2013. No action was taken.

OLD BUSINESS

APPOINTMENTS TO CITY OF ENNIS BOARDS AND COMMISSIONS: The was no action taken.

REQUEST FROM CITY COMMISSION AND ROUNDTABLE: Commissioner Searcy noted that excessive speed on Crisp Pike Road continues. Commissioner Holley commended City Manager Steve Howerton and staff for a job well done.

With no further business, Mayor Thomas adjourned the meeting.

ATTEST:

Russell R. Thomas, Mayor

Donna Batchler, City Secretary

