AGENDA
WATAUGA CITY COUNCIL
SPECIAL MEETING
MONDAY, JUNE 1, 2020
CITY HALL COUNCIL CHAMBER, 7105 WHITLEY ROAD
6:30 PM

This notice is posted pursuant to the Texas Open Meetings Act. Notice is hereby given that a **Special City Council Meeting** of the City of Watauga, Texas will be held at which time the following subjects will be discussed and may be acted upon.

CALL TO ORDER

ROLL CALL

ANNOUNCEMENTS

PUBLIC TESTIMONY Members of the public are invited and encouraged to attend all public meetings of the City Council that are not closed to the public in accordance with the Texas Open Meetings Act. It is the desire of the City Council that citizens actively participate in the City's governance system and processes. Public input to the City Council is encouraged during the Public Testimony, Public Hearings, or Action Item sections of a meeting agenda. Individuals desiring to speak during Public Testimony shall be called upon to speak only after completing a Request to Speak form attached hereto as Annex E. The Request to Speak form for Public Testimony shall be submitted to the administrative staff prior to speaking. Individuals desiring to speak on an agenda item or during a public hearing shall submit the Request to Speak form prior to the introduction of that respective item by the Chair. Once the form is received by administrative staff, the individual shall be recognized and called upon by the Chair prior to speaking. Any public testimony must occur prior to formal action being taken by the City Council. The Chair shall have the power to suspend citizen comments at any time during the meeting to preserve the order and efficiency of the meeting. Reasonable time limitations may be placed on public testimony by the presiding officer in order to conduct an efficient and effective public meeting.

ACTION ITEMS

1. Discuss and consider action to authorize the City Manager to execute an Interlocal Cooperation Agreement with Tarrant County for municipal direct expense funding
   Andrea Gardner, City Manager

2. Discuss and provide direction on a possible debt issuance for continuation of Capital Improvement Plan projects and Capital Outlay Plan equipment and vehicles
   Sandra Gibson, CGFO, CGFM, Director of Finance
   Andrea Gardner, City Manager

3. Discuss and consider action on a Resolution of the City Council of the City of Watauga, Texas, designating Sandra Gibson, Deby Woodard, and Kimberly Rupkalvis as City of Watauga representatives to ensure compliance with Section 26.17, Tax Code; providing for repeal; providing for a severability clause; and providing for an effective date.
Sandra Gibson, CGFO, CGFM, Director of Finance
Andrea Gardner, City Manager

ADJOURNMENT

Meeting Notices and Reservation of Rights

The City Council may retire to executive session any time between the meeting's opening and adjournment for the purpose of consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code; discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code if the requisite information is otherwise posted; deliberation regarding real property pursuant to Chapter 551.072 of the Texas Government Code; deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code; and/or deliberation regarding the deployment, or specific occasions for implementation of security personnel or devices pursuant to Chapter 551.076 of the Texas Government Code (as applicable) when determined necessary by the to address a subject matter on the agenda. Action, if any, will be taken in open session.

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

Attendance by Other Elected or Appointed Officials: It is anticipated that members of other governmental bodies, and/or city council, boards, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the body, board, commission and/or committee. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a possible meeting of the other body, board, commission and/or committee, whose members may be in attendance, if such numbers constitute a quorum. The members of the city council, boards, commissions and/or committees may be permitted to participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action is specifically provided for on an agenda for that city council, body, board, commission or committee subject to the Texas Open Meetings Act.

NOTICE

THIS FACILITY IS WHEELCHAIR ACCESSIBLE AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR ACCOMMODATIONS OR INTERPRETIVE SERVICES

MUST BE MADE 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT THE CITY SECRETARY'S OFFICE AT (817) 514-5825, OR FAX (817) 514-3625.

I, Andrea Gardner, City Secretary for the City of Watauga, hereby certify that this agenda was posted on the bulletin boards at City Hall, 7105 Whitley Road, Watauga, Texas, on Friday, May 29, 2020, before 5:00 p.m., in accordance with Chapter 551 of the Texas Government Code.

Andrea Gardner, City Secretary

CITY OF WATAUGA, TEXAS

TARRANT COUNTY
COMMISSIONERS COURT

G. K. MAENIUS
COUNTY ADMINISTRATOR

May 18, 2020

To Our City Partners:

On May 12, 2020, the Tarrant County Commissioners Court approved the distribution of CARES Act Coronavirus Relief Funds (CRF) to our city partners who did not get a direct CRF distribution. As you are aware, the State of Texas decided not to provide a direct CRF funds distribution for municipalities within Tarrant County. Many cities in Texas will receive a direct distribution of $55 per capita from the State.

Using the state's distribution guidelines, the Commissioners Court approved a $55 per capita municipal CRF funds distribution method for the portion of each city's population residing in Tarrant County with the exception of Fort Worth. We used 2019 NCTCOG population data that includes split cities information. The County will distribute $61,308,720 to our non-direct distribution cities.

A signed interlocal agreement, budget of proposed expenditures, and regular expenditure reporting will be required from each city in order to receive CRF distribution. The County retains the responsibility of overseeing the proper usage of CRF funds. The funds may be used for expenses the city incurred directly or may incur due to the COVID-19 pandemic. Updated CRF guidance is made available frequently on the U.S. Treasury website.

Along with this letter, I am including the following items:

- an interlocal agreement for your city to execute;
- CRF guidance based on questions received from Tarrant County cities; and
- CRF guidance and FAQ documents from the U.S. Treasury, available as of the date of this letter.

Please execute three (3) originals of the interlocal agreement and return it to my office. Once we receive the agreement, we will have the Commissioners Court execute it.

If you need additional information, please contact us.

Sincerely,

G.K. Maenius
County Administrator

TARRANT COUNTY ADMINISTRATION BUILDING
100 E. WEATHERFORD, FORT WORTH, TEXAS 817/884-1733 FAX 817/884-1702

INTERLOCAL COOPERATION AGREEMENT
FOR MUNICIPAL DIRECT EXPENSE FUNDING

As provided for by Chapter 791 of the Texas Government Code, this Interlocal Cooperation Agreement ("Agreement") is entered into by and between Tarrant County, Texas (the "County") and the City of Watauga, Texas (the "City") and shall be effective on the date that the signature of the last party is affixed. The County and the City have reviewed the Agreement, and each make the following findings:

WHEREAS, on March 11, 2020, the World Health Organization declared COVID-19 a worldwide pandemic; and

WHEREAS, President Donald Trump, Governor Greg Abbott, and County Judge Glen Whitley have issued Declarations of Disaster for the United States, the State of Texas, and the COUNTY, respectively; an

WHEREAS, on March 27, 2020, President Donald Trump signed the Coronavirus Aid Relief and Economic Security Act ("CARES ACT") providing financial aid to those impacted by the COVID-19 pandemic, including local governments; and

WHEREAS, the COUNTY has received CARES Act funds to reduce the impact of necessary expenditures incurred due to the public health emergency with respect to COVID-19; and

WHEREAS, on May 12, 2020, the Tarrant County Commissioners Court designated a portion of its CARES Act funds to provide FIFTY-FIVE DOLLARS ($55) per capita for direct COVID-19 related expenditures to municipalities located in Tarrant County ("Direct Costs Program"); and

WHEREAS, the 2019 population of the City that resides in Tarrant County, as reported by the North Central Texas Council of Governments, is 23,770; and

WHEREAS, assisting municipalities within the County in recovering their costs directly incurred in responding to the COVID-19 emergency is a legitimate and lawful use of the CARES ACT funding.

NOW, THEREFORE, for and in consideration of the mutual undertaking hereinafter set forth and for adequate consideration given, the County and City agree to the following:

1. Grant and Funding to City. Subject to the terms and conditions of this Agreement, the County agrees to grant and transfer to the City the sum of ONE MILLION THREE HUNDRED SEVEN THOUSAND THREE HUNDRED FIFTY DOLLARS ($1,307,350) of its CARES ACT funding ("Municipal Funds"). The City agrees to deposit these Municipal Funds into a separate, segregated account created solely for holding and dispersing these Municipal Funds. If Municipal Funds are deposited into an interest-bearing account, all interest earned must be used exclusively as outlined in item two below for COVID-19 expenditures already paid and incurred, and for expenditures to assist the City with its ongoing responses to COVID-19 as detailed in the CARES ACT.

2. Use of Municipal Funds. The City may use its Municipal Funds to reimburse itself for COVID-19 expenditures already paid and incurred, and for expenditures to assist with its ongoing response to COVID-19 as detailed in the CARES ACT, the Direct Costs Program, the U.S. Department of Treasury's Coronavirus Relief Fund ("CRF") Guidance for State, Territorial, Local, and Tribal Governments, and this Agreement. It is the responsibility of the City to remain informed of and act in accordance with all updates or amendments to CARES ACT and U.S. Department of Treasury CRF Guidance.

3. City's Obligations relating to its Use of the Municipal Funds. The City agrees to:

a) only use the Municipal Funds in compliance with this Agreement and for eligible expenditures related to the COVID-19 emergency;

b) reimburse and return to the Municipal Funds account within thirty days of notice by County any portion of the Municipal Funds that the County, the U.S. Department of Treasury, or their designee, deems were not used for COVID-19 purposes, or not used pursuant to the terms of this Agreement, or if the City's Municipal Funds account is already closed out, the reimbursement and return of the ineligible expenditure shall be made to the County;

c) document and justify that each expenditure from its Municipal Funds was an eligible expenditure under this Agreement and the CARES ACT. All documentation and the final report of expenditures shall be delivered to the County no later than January 15, 2021, and shall be kept by the City for a minimum of four years from the close of the Direct Costs Program;

d) allow inspection of all documentation and records related to its expenditure of its Municipal Funds by the County or the U.S. Department of Treasury upon reasonable request;

e) use the Municipal Funds only for eligible expenditures made between March 1, 2020 and 11:59 p.m., December 30, 2020;

f) by November 1, 2020, provide to the County a report of all funds the City determines it may be unable to spend prior to December 30, 2020. Any and all of such funds may be collected and redistributed at County's discretion;

g) return and re-pay within thirty days to the County any Municipal Funds not expended by 11:59 p.m., December 30, 2020;

h) acknowledge and recognize that the source of these Municipal Funds is Tarrant County and its CARES ACT allocation for any public programs or initiatives using these Municipal Funds;

i) coordinate with the County any public programs or initiatives so that no duplication of services, initiatives, or programs occurs.

4. Reports. The City shall provide to the County, within thirty (30) days of award, a Proposed Budget for use of the funds. The City shall also provide expenditure reports starting 60 days after award and continuing for every 30-day period until December 31, 2020.

5. Eligibility Issues. If the City is not sure that an expenditure will qualify, it should seek an opinion from its City Attorney prior to making the expenditure.

6. Nature of Funding. The CARES ACT funding is being received from the County to the City as a sub-recipient. As a sub-recipient of CARES ACT funding the City acknowledges that its use of the funds is subject to the same terms and conditions as the County's use of such funds. The City hereby agrees to comply with all terms and conditions of the CARES ACT funding, and to hold the County harmless against any repayments, penalties, or interest incurred as a result of the City's failure to comply with all terms and conditions of the CARES ACT funding. Funds spent in non-compliance with the

CARES ACT are subject to recapture by the County for return to the Direct Costs Program or for return to the U.S. Treasury Department.

7. Attorney's Fees and Costs. In accordance with the Program, the County shall be entitled to recover its reasonable and necessary attorney's fees and costs against the City if it is required to undertake litigation to enforce the terms of this Agreement to the extent allowed by law.

8. Law and Venue. The laws of the State of Texas shall govern this Agreement, except where clearly superseded by federal law. Exclusive venue of any dispute shall be in a state court of competent jurisdiction in Tarrant County, Texas.

9. No Assignment. The City may not assign this Agreement.

10. Entire Agreement. This Agreement supersedes and constitutes a merger of all prior oral and/or written agreements and understandings of the parties on the subject matter of this Agreement and is binding on the parties and their legal representatives, receivers, executors, successors, agents, and assigns.

11. Amendment. Any amendment of this Agreement must be by written instrument dated and signed by both parties.

12. Severability. No partial invalidity of this Agreement shall affect the remainder unless the public purpose to be served hereby is so greatly diminished thereby as to frustrate the object of this Agreement.

13. Waiver. No waiver by either party of any provision of this Agreement shall be effective unless in writing, and such waiver shall not be construed as or implied to be a subsequent waiver of that provision or any other provision.

TARRANT COUNTY, TEXAS

By: ______________________________
B. Glen Whitley, County Judge

____
Date

CITY OF WATAUGA, TEXAS

By: ______________________________
City's Authorized Signatory

____
Printed Name

____
Date

ATTEST:

____
City Secretary

APPROVED AS TO FORM:

____
City Attorney, City of Watauga
George Hyde, Russell Rodriguez Hyde & Bullock LLP

APPROVED AS TO FORM:

____
Criminal District Attorney's Office*

CERTIFICATION OF
AVAILABLE FUNDS $ _________________

____
Tarrant County Auditor

*By law, the Criminal District Attorney's Office may only approve contracts for its clients. We reviewed this document as to form from our client's legal perspective. Other parties may not rely on this approval. Instead those parties should seek contract review from independent counsel.

"A Great Place to Live"

AGENDA MEMORANDUM

DATE: May 20, 2020

TO: Honorable City Council Members

FROM: Sandra Gibson, CGFO, CGFM, Director of Finance

THROUGH: Andrea Gardner, City Manager

SUBJECT: Discuss and provide direction on a possible debt issuance for continuation of Capital Improvement Plan projects and Capital Outlay Plan equipment and vehicles

---

BACKGROUND/INFORMATION:

The purpose of this agenda item is to allow for discussion on a possible debt issuance in the amount of approximately $3.0 million to fund several capital improvement projects and capital outlay items.

The City's Capital Improvement Plan and Capital Outlay Plan identifies various capital projects and equipment to be financed by the issuance of debt. These include high dollar infrastructure projects such as streets, drainage, water and sewer and parks and building projects. The projects are prioritized and identified financing needs are identified to ensure funds are available for each project. The 5-year Capital Improvement Plan and Capital Outlay will be presented to Council on August 10, 2020.

Additional funding will be needed In order to proceed with the following projects:

1. Fire Station Restroom renovation project, $750,000
2. Whitley Road Phase 4 street project, $1,300,000
3. Incubator site project (Economic Development), $500,000
4. Capital Outlay, (IT equipment, vehicles, library roof replacement), $450,000

The incubator site project is a new project identified this year in the FY2020-2021 budget process to promote economic development activity within the City. At the May 19, 2020 WEDC meeting, the board agreed to pay the debt service for this project through a reimbursement agreement.

FINANCIAL IMPLICATIONS:

AGENDA MEMORANDUM

No impact on the debt component of the tax rate is expected with this issuance.

RECOMMENDATION/ACTION DESIRED:

Request direction from City Council on whether to proceed with the 2020 debt issuance.

ATTACHMENTS/ SUPPORTING DOCUMENTATION:

1. Timetable Draft Watauga COs 2020 (4)

REVIEWED BY:

Sandra Gibson, CGFO, CGFM, Director of Finance	Approved - 5/28/2020
Andrea Gardner, City Manager	Final Approval - 5/28/2020

Approved as to form for inclusion on Agenda

$3,300,000*
CITY OF WATAUGA, TEXAS
COMBINATION TAX AND LIMITED PLEDGE REVENUE CERTIFICATES OF OBLIGATION, SERIES 2020

Proposed Timetable

June

S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

July

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

August

S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29

September

S	M	T	W	T	F
		1	2	3	4
6	7	8	9	10	11
13	14	15	16	17	18
20	21	22	23	24	25
27	28	29	30		

Date	Action Required
Monday, June 1, 2020	**Discussion with the City's financial advisors related to the planned debt issuance to fund Council approved Capital Improvement Plan**
Monday, June 15, 2020	**City Council authorizes a Notice of Intention ("NOI") Resolution to issue its Combination Tax and Limited Pledge Revenue Certificates of Obligation, Series 2020 (the "Obligations").**
Wednesday, June 24, 2020	SAMCO Capital Markets, Inc. ("SAMCO") sends the Request for Information ("RFI") to the City
Monday, July 6, 2020	**City post NOI Resolution to the City's formal internet website (at least 45 days prior to the Ordinance adoption**
Thursday, July 9, 2020	**First Publication of NOI published to the City's newspaper (at least 46 days to prior to Ordinance adoption**
Tuesday, July 14, 2020	RFI due back to SAMCO
Thursday, July 16, 2020	**Second Publication of NOI published to the City's newspaper**
Friday, July 17, 2020	SAMCO submits initial draft of Preliminary Official Statement ("POS") to Bond Counsel.
Wednesday, July 22, 2020	SAMCO receives comments on POS from Bond Counsel
Friday, July 24, 2020	Second POS draft sent to all parties
Week of July 27, 2020	**Rating and Due Diligence conference calls**
Wednesday, August 12, 2020	Final POS comments due to SAMCO from all parties
Friday, August 14, 2020	Receive rating.
Monday, August 17, 2020	Post POS to the SAMCO website link and distribute to working group
Monday, August 24, 2020	• **Pricing** • **City Council authorizes the issuance of the Obligations** • **Tax Rate adoption**
Wednesday, September 16, 2020	**Obligations closing; Funds wired to the City's Depository Bank**

**Preliminary, subject to change.*

WATAUGA
TEXAS
"A GREAT PLACE TO LIVE"

AGENDA MEMORANDUM

DATE: May 29, 2020

TO: Honorable City Council Members

FROM: Sandra Gibson, CGFO, CGFM, Director of Finance

SUBJECT: Discuss and consider action on a Resolution of the City Council of the City of Watauga, Texas, designating Sandra Gibson, Deby Woodard, and Kimberly Rupkalvis as City of Watauga representatives to ensure compliance with Section 26.17, Tax Code; providing for repeal; providing for a severability clause; and providing for an effective date.

BACKGROUND/INFORMATION:

During the 86th Regular Session of the Texas Legislature, an unfunded mandate was issued to cities and appraisal districts to designate an employee(s) receive comments/inquiries related to property tax information and maintain the required database. The employee(s) designated will calculate the no-new revenue tax rate and the voter-approval tax rate for the taxing unit and electronically incorporate various information into the database. The Section of the Tax Code for this new requirement is Sec. 26.17.

An email address has been established as accounting@wataugatx.org, which will route to Sandra Gibson, Deby Woodard and Kimberly Rupkalvis to ensure the comments or inquiries are received and addressed if needed and the database information is maintained in accordance with Sec. 26.17 of the Tax Code.

FINANCIAL IMPLICATIONS:

N/A

RECOMMENDATION/ACTION DESIRED:

City staff respectfully recommends the City Council approve Resolution No. 2020-029 designating Sandra Gibson, Deby Woodard and Kimberly Rupkalvis as City of Watauga representatives to ensure compliance with Sec. 26.17 of the Texas Property Tax Code.

ATTACHMENTS/ SUPPORTING DOCUMENTATION:

1. Sec. 26-17
2. Resolution 26.17 Tax Code

REVIEWED BY:

AGENDA MEMORANDUM

Sandra Gibson, CGFO, CGFM, Director of Finance	Approved - 5/29/2020
Macy Cotton, Legal	Approved - 5/29/2020
George Hyde, Legal	Approved - 5/29/2020
Andrea Gardner, City Manager	Final Approval - 5/29/2020

Approved as to form for inclusion on Agenda

Sec. 26.17. DATABASE OF PROPERTY-TAX-RELATED INFORMATION. (a) The chief appraiser of each appraisal district shall create and maintain a property tax database that:

(1) is identified by the name of the county in which the appraisal district is established instead of the name of the appraisal district;

(2) contains information that is provided by designated officers or employees of the taxing units that are located in the appraisal district in the manner required by the comptroller;

(3) is continuously updated as preliminary and revised data become available to and are provided by the designated officers or employees of taxing units;

(4) is accessible to the public;

(5) is searchable by property address and owner, except to the extent that access to the information in the database is restricted by Section 25.025 or 25.026; and

(6) includes the following statement: "The 86th Texas Legislature modified the manner in which the voter-approval tax rate is calculated to limit the rate of growth of property taxes in the state.".

(b) The database must include, with respect to each property listed on the appraisal roll for the appraisal district:

(1) the property's identification number;

(2) the property's market value;

(3) the property's taxable value;

(4) the name of each taxing unit in which the property is located;

(5) for each taxing unit other than a school district in which the property is located:

(A) the no-new-revenue tax rate; and

(B) the voter-approval tax rate;

(6) for each school district in which the property is located:

(A) the tax rate that would maintain the same amount of state and local revenue per weighted student that the district received in the school year beginning in the preceding tax year; and

(B) the voter-approval tax rate;

(7) the tax rate proposed by the governing body of each taxing unit in which the property is located;

(8) for each taxing unit other than a school district in which the property is located, the taxes that would be imposed on the property if the taxing unit adopted a tax rate equal to:

(A) the no-new-revenue tax rate; and

(B) the proposed tax rate;

(9) for each school district in which the property is located, the taxes that would be imposed on the property if the district adopted a tax rate equal to:

(A) the tax rate that would maintain the same amount of state and local revenue per weighted student that the district received in the school year beginning in the preceding tax year; and

(B) the proposed tax rate;

(10) for each taxing unit other than a school district in which the property is located, the difference between the amount calculated under Subdivision (8)(A) and the amount calculated under Subdivision (8)(B);

(11) for each school district in which the property is located, the difference between the amount calculated under Subdivision (9)(A) and the amount calculated under Subdivision (9)(B);

(12) the date, time, and location of the public hearing, if applicable, on the proposed tax rate to be held by the governing body of each taxing unit in which the property is located;

(13) the date, time, and location of the public meeting, if applicable, at which the tax rate will be adopted to

be held by the governing body of each taxing unit in which the property is located; and

(14) for each taxing unit in which the property is located, an e-mail address at which the taxing unit is capable of receiving written comments regarding the proposed tax rate of the taxing unit.

(c) The database must provide a link to the Internet website used by each taxing unit in which the property is located to post the information described by Section 26.18.

(d) The database must allow the property owner to electronically complete and submit to a taxing unit in which the owner's property is located a form on which the owner may provide the owner's opinion as to whether the tax rate proposed by the governing body of the taxing unit should be adopted. The form must require the owner to provide the owner's name and contact information and the physical address of the owner's property located in the taxing unit. The database must allow a property owner to complete and submit the form at any time during the period beginning on the date the governing body of the taxing unit proposes the tax rate for that tax year and ending on the date the governing body adopts a tax rate for that tax year.

(e) The officer or employee designated by the governing body of each taxing unit in which the property is located to calculate the no-new-revenue tax rate and the voter-approval tax rate for the taxing unit must electronically incorporate into the database:

(1) the information described by Subsections (b)(5), (6), (7), (12), and (13), as applicable, as the information becomes available; and

(2) the tax rate calculation forms prepared under Section 26.04(d-1) at the same time the designated officer or employee submits the tax rates to the governing body of the taxing unit under Section 26.04(e).

(f) The chief appraiser shall make the information described by Subsection (e)(1) and the tax rate calculation

forms described by Subsection (e)(2) available to the public not later than the third business day after the date the information and forms are incorporated into the database.

CITY OF WATAUGA, TEXAS
RESOLUTION NO. 2020-029

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATAUGA, TEXAS, DESIGNATING SANDRA GIBSON, DEBY WOODARD, AND KIMBERLY RUPKALVIS AS CITY OF WATAUGA REPRESENTATIVES TO ENSURE COMPLIANCE WITH SECTION 26.17, TAX CODE; PROVIDING FOR REPEAL; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Section 26.17 of the Texas Tax Code, recently passed by the 86th Legislation Session, imposed a requirement for a governmental body to maintain a property tax database; and

WHEREAS, under that section, cities and appraisal districts are required to designate an employee, or several employees, as the designated officer to receive inquiries into property tax information for that area; and

WHEREAS, that designated officer is required to calculate the no-new-revenue tax rate and the voter-approval tax rate for the taxing unit and incorporate that information into the database; and

WHEREAS, the designated officer shall continue to calculate the voter-approval tax rate using 8 percent instead of 3.5 percent in a declared disaster area pursuant to Section 26.04, Texas Tax Code; and

WHEREAS, the City of Watauga as established a designated email address for all comments and inquiries made regarding taxing units pursuant to the requirements to Section 26.17, Texas Tax Code; and

WHEREAS, the City Council of the City of Watauga, Texas, finds that designating Sandra Gibson, Deby Woodard, and Kimberly Rupkalvis as designated officers fulfill the requirements of Section 26.17, Texas Tax Code.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WATAUGA, TEXAS THAT:

I.

The facts and recitations set forth in the preamble of this Resolution are hereby found to be true and correct.

II.

The City Council of the City of Watauga hereby resolve that the designated officers for purposes of Section 26.17, Texas Tax Code, are Sandra Gibson, Deby Woodard, and Kimberly Rupkalvis.

III.

This Resolution shall be and is hereby cumulative of all other resolutions of the City of Watauga, Texas, and this Resolution shall not operate to repeal or affect any of such other resolutions, except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this resolution, in which event such conflicting provisions, if any, in such other resolution or resolutions are hereby repealed.

IV.

If any section, subsection, sentence, clause, or phrase of this Resolution shall for any reason be held to be invalid, such decision shall not affect the validity of the remaining portions of this resolution.

V.

This Resolution shall become effective and shall be in full force and effect from and after the date of passage and adoption by the City Council of the City of Watauga, Texas, and upon application of law and in accordance with Section 3.13 of the Charter of the City of Watauga, Texas.

PASSED AND ADOPTED by the City Council of the City of Watauga, Texas this the 1st day of

June, 2020.

APPROVED:

____
ARTHUR L. MINER, MAYOR

ATTEST:

____
ANDREA GARDNER, CITY SECRETARY

APPROVED AS TO FORM AND LEGALITY:

____
GEORGE HYDE, CITY ATTORNEY
Russell Rodriguez Hyde & Bullock, LLP