



Special Called City Council Meeting
Virtually by Zoom for all
Sept 16, 2020 ☐ 3:00 pm

Invocation, Pledge, and Roll Call

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|---|---|
| ___ Richard Boyett, Mayor | ___ City Manager |
| ___ Carolyn McWaters, Position 1
Mayor Pro-Tem | ___ Assistant City Manager/Finance Director |
| ___ Marilyn Clay, Position 2 | ___ City Secretary |
| ___ Fred Terrell, Position 3 | ___ City Attorney |
| ___ Jennifer Bergman, Position 4 | |
| ___ Danny Lee, Position 5 | |

Notice is hereby given of a special called City Council Meeting to be held on **September 16, 2020, at 3:00 pm** **virtually** due to the need to social distancing and protection of council and the public. The City Council reserves the right to meet in a closed session on any agenda item should the need arise and if applicable pursuant to authorization of Title 5, Chapter 551 of the Texas Government Code.

The City will be using a telephone/video conferencing tool called ZOOM to make the meeting available to the public. You have several options to participate.

- 1) **Phone in at 346-248-7799 US (Houston) and enter Meeting ID 870 2120 6542**
- 2) **Use the link - <https://us02web.zoom.us/j/87021206542>**
- 3) **Download the ZOOM app on your phone and enter Meeting ID 870 2120 6542 to join**

A recording of the telephone/video meeting will be available to the public in accordance with the Open Meetings Act on the city's website – www.clevelandtexas.com as soon as electronically possible. The agenda packet will be accessible to the public as a PDF format at the following link <https://www.clevelandtexas.com/agendacenter> under *City Council - September 16, 2020*. The meeting will also be shown on Facebook Live on the City's Facebook account at facebook.com/cityofclevelandtx. For more information or questions concerning the teleconference, please contact the City Secretary's office at 281-592-2667.

Budget Discussion and Action

1. Consider a tax rate for debt service related to the City's FY 2020-2021 Budget at \$0.2572 per \$100 valuation
2. Consider a tax rate for maintenance and operation related to the City's FY 2020-2021 Budget at \$0.5028 per \$100 valuation
3. Consider an ordinance providing for the assessment, levy and collection of ad valorem taxes for 2020

Adjourn

I certify that the above Agenda was posted at City Hall, 907 E. Houston, and the City's website on September 11, 2020 by 5:00 pm.

Angela Smith, TRMC - City Secretary/HR Mgr

Members of the Cleveland Economic Development Corporation Board (EDC) may be attending and participating. If a quorum of EDC is present, then this meeting of the Cleveland City Council shall also be a meeting of the Cleveland Economic Development Corporation.



**CITY OF
CLEVELAND**
Council Memorandum

Item No. 1

To: Mayor and Council

Via: City Manager, Kelly McDonald
Bobby Pennington, Assistant City Manager

Cc: City Secretary

Agenda Item: Consider a tax rate for debt service related to the City's FY 2022 Budget at a rate of 2.16 cents (\$0.216) for debt service on each One Hundred Dollars (\$100.00) of assessed valuation on all property, real, personal, and mixed, within the corporate limits upon which an ad valorem tax is authorized by law to be levied by the City of Cleveland, Texas.

Agenda Dates: September 14, 2021

Originating Department: Administration

Background Information: The debt service portion of the proposed tax rate is 2.16 cents (\$0.216) per \$100 valuation

Discussion & Conclusion: The Council needs to approve the debt service portion of the proposed tax rate.

Recommendation:

Attachment(s) List: N/A

Final Disposition:



**CITY OF
CLEVELAND**
Council Memorandum

Item No. 2

To: Mayor and Council

Via: City Manager, Kelly McDonald
Assistant City Manager, Bobby Pennington

Cc: City Secretary

Agenda Item: Consider a tax rate for maintenance and operation related to the City's FY 2020-2021 Budget at ~~1.00~~ cents (\$~~0.10~~) on each One Hundred Dollars (\$100.00) of assessed valuation on all property, real, personal, and mixed, within the corporate limits upon which an ad valorem tax is authorized by law to be levied by the City of Cleveland, Texas.

Agenda Dates: September 14, 2020

Originating Department: Administration

Background Information: The maintenance and operation portion of the proposed tax rate is ~~1.00~~ 0 cents (\$~~0.50~~) on each One Hundred Dollars (\$100.00) of assessed valuation.

Discussion & Conclusion: The Council needs to approve the maintenance and operation portion of the proposed tax rate.

Recommendation:

Attachment(s) List: N/A

Final Disposition:



**CITY OF
CLEVELAND**
Council Memorandum

Item No. 3

To: Mayor and Council
Via: City Manager, Kelly McDonald
Assistant City Manager, Bobby Pennington
Cc: City Secretary

Agenda Item: Consider an ordinance providing for the assessment, levy and collection of ad valorem taxes for 2006

Agenda Dates: September 11, 2006

Originating Department: Finance Department

Background Information: Section 26.05 of the Texas Property Tax Code provides that, before September 30, the governing body shall adopt a tax rate for the current tax year. The tax rate consists of two components (one of which will impose the amount of taxes needed to pay the unit's debt service and the other of which will impose the amount of taxes needed to fund maintenance and operation expenditures of the unit for the next year), each of the two components is approved separately.

Discussion & Conclusion: The City Council adopts each component unit separately (Interest and Sinking as well as Maintenance & Operating).

Recommendation: Approve an ordinance for the current tax year a rate of 6.5 cents (\$0.065) for debt service and a rate of 1.0 cents (\$0.10) to fund maintenance and operation expenditures. The ordinance provided for the assessment, levy and collection of ad valorem taxes for 2006 two components total 7.5 cents (\$0.075) on each one hundred dollars (\$100) of assessed valuation.

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Attachment(s) List: Ordinance

Final Disposition:

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE ASSESSMENT, LEVY, AND COLLECTION OF AD VALOREM TAXES BY THE CITY OF CLEVELAND, TEXAS, FOR THE YEAR 2042; PROVIDING THE DATE ON WHICH SUCH TAXES SHALL BE DUE AND PAYABLE; PROVIDING FOR PENALTY AND INTEREST ON ALL TAXES NOT TIMELY PAID; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DISPENSING WITH THE REQUIREMENT THAT THIS ORDINANCE BE READ AT TWO REGULAR MEETINGS.

WHEREAS, Section 26.05 of the Texas Property Tax Code provides that, before the later of September 30 or the 60th day after the date the certified appraisal roll is received, the governing body of each taxing unit shall adopt a tax rate for the current tax year; and

WHEREAS, such section further provides that where the tax rate consists of two components (one of which will impose the amount of taxes needed to pay the unit's debt service and the other of which will impose the amount of taxes needed to fund maintenance and operation expenditures of the unit for the next year), each of the two components must be approved separately; and

WHEREAS, the proposed tax rate for the current tax year of the City of Cleveland consists of two components, a rate of 47.940 cents (\$0.47942) for debt service and a rate of ~~72.0~~: cents (~~\$0.724~~: 0) to fund maintenance and operation expenditures; and

WHEREAS, by separate motions heretofore adopted by the City Council of the City of Cleveland, Texas, at a meeting of said City Council held on the 18th day of September, 2042, said City Council has approved separately the rate heretofore specified for each of said components; and

WHEREAS, having thus separately approved the rate of each of such components, it is necessary and appropriate for the City Council to now formally pass, approve, and adopt a 2042 tax rate for the City of Cleveland, Texas; now therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLEVELAND, TEXAS:

Section 1. The facts and recitations set forth in the preamble of this Ordinance are hereby found to be true and correct and are hereby adopted, ratified, and confirmed.

Section 2. There is hereby levied for general purposes and use by the City of Cleveland, Texas, for the year 2042, an ad valorem tax at the rate of ~~72.0~~: 0 cents (~~\$0.724~~: 0) on each One Hundred Dollars (\$100) of assessed valuation on all property, real,

personal, and mixed, within the corporate limits upon which an ad valorem tax is authorized by law to be levied by the City of Cleveland, Texas.

Section 3. For the purpose of paying the interest, including the various installments of principal due on the lawfully authorized evidences of indebtedness issued by the City, and for the purpose of repaying any sums borrowed in anticipation of current revenues, for use in the payment of bonds and certificates of obligation and interest thereon, and for the purpose of paying interest and making provisions for the sinking fund on the lawfully authorized evidences of indebtedness, there is hereby levied for the year 2042 and for each year thereafter until otherwise provided, to be assessed and collected upon all property described in Section 2 of this Ordinance, an ad valorem tax at the rate of 47.940 cents (\$0.47940) on each One Hundred Dollars (\$100) of assessed valuation.

Section 4. All ad valorem taxes levied hereby shall be due and payable on or before January 31, 2023. All ad valorem taxes due the City of Cleveland, Texas, and not paid on or before January 31 following the year for which they were levied, shall bear penalty and interest as prescribed by the Texas Property Tax Code.

Section 5. All ordinances and parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

PASSED, APPROVED AND ADOPTED this 18th day of September, 2042.

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ATTEST:

Angela Smith, City Secretary