

RESOLUTION NO. 2009-R-8A

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANGLETON, TEXAS, PLACING A PROPOSAL ON THE SEPTEMBER 22, 2009 CITY COUNCIL PUBLIC MEETING AGENDA TO ADOPT A 2009 TAX RATE THAT WILL EXCEED THE EFFECTIVE TAX RATE; CALLING TWO PUBLIC HEARINGS ON A TAX INCREASE TO BE HELD ON AUGUST 25, 2009 AND SEPTEMBER 8, 2009; REQUIRING PUBLICATION OF A NOTICE OF THE PUBLIC HEARINGS IN ACCORDANCE WITH THE LAW; REQUIRING THE POSTING OF THE NOTICE OF THE PUBLIC HEARINGS ON TAX INCREASE ON THE CITY'S INTERNET WEBSITE; REQUIRING THE POSTING OF THE NOTICE ON THE CITY'S PUBLIC ACCESS CHANNEL, IF REQUIRED; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council has a contract with Brazoria County, Texas (Brazoria County) under which Brazoria County publishes the notices required where the tax rate adopted by the City Council will exceed the effective tax rate; and

WHEREAS, the City Council desires to consider adopting a tax rate of \$0.706000 per \$100 valuation, which will exceed the effective tax rate, in accordance with the requirements of the Texas Tax Code Chapter 26 (Tax Code) and to schedule two public hearings on the proposed tax increase; and

WHEREAS, the City Council has previously passed a Motion to propose a tax increase of 1.86% above the effective tax rate based on a total tax rate of 0.706000 for each \$100 of taxable value;

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

SECTION 1. The findings set forth in the preamble of this Resolution are incorporated by reference into the body of this Resolution as if fully set forth herein.

SECTION 2. The City Council desires to consider adopting a tax rate for the 2009 tax year of \$0.706000 for each \$100 of taxable value that will exceed the effective tax rate.

SECTION 3. The City Council hereby approves the placement of an item on the September 22, 2009 City Council public meeting agenda to vote on a proposed tax rate of \$0.706000 per \$100 valuation that will exceed the effective tax rate.

SECTION 4. The City Council hereby calls two public hearings on the proposed tax increase to be held in the City Council Chambers at City Hall located at 120 S. Chenango, Angleton, Texas 77515, on August 25, 2009 and September 8, 2009 at 6:00 p.m.

The public hearings will not be held until at least seven days after Notice of Public Hearings on Tax Increase have been published in The Facts, a newspaper having general circulation within the City by the Tax Assessor of Brazoria County, or her designee, in accordance with Chapter 26 of the Tax Code. The City Manager or his designee is directed to post this notice on the City's Internet website and shall request that the City's public access television channel carry a 60-second notice of the public hearing at the times and for the periods and in accordance with the requirements of Chapter 26 of the Tax Code and other applicable laws. At the public hearings, the City Council will afford adequate opportunity for both proponents and opponents of the tax increase to present their views.

SECTION 5. This Resolution shall become effective immediately upon its passage and approval at a regular meeting of the City Council of the City of Angleton, Texas on this the 11 day of August, 2009, at which meeting a quorum was present and the meeting was held in accordance with the provisions of Tex. Gov't Code §551.001, *et seq.* The City Secretary is hereby directed to record this Resolution and the vote on the proposal to place the item for a tax increase on the September 22, 2009 City Council agenda.

PASSED AND APPROVED THIS 11TH DAY OF AUGUST, 2009.

CITY OF ANGLETON, TEXAS

J. PATRICK HENRY, Mayor

ATTEST:

SHELLY DEISHER, City Secretary

APPROVED AS TO FORM:

HERBERT L. PROUTY, City Attorney

RECORD ROLL CALL VOTE:

<u>COUNCIL MEMBER:</u>	<u>VOTED FOR</u>	<u>VOTED AGAINST</u>
PATRICK HENRY, MAYOR	_____	_____
RUDY SANTOS, MAYOR PRO TEM	_____	_____
JASON PEREZ, POSITION 2	_____	_____
GREGG DYKES, POSITION 3	_____	_____
JOHN WRIGHT, POSITION 4	_____	_____
RANDY RHYNE POSITION 5	_____	_____