



**SHADY SHORES TOWN COUNCIL
REGULAR SESSION
SEPTEMBER 10, 2018; 7:00 PM
SHADY SHORES COMMUNITY CENTER
101 S. SHADY SHORES ROAD
SHADY SHORES, TX 76208**

**AGENDA
ADDENDUM**

The following item will be considered after agenda item #8 as listed on the Regular Town Council Agenda.

1. 8 A. ORDINANCE TO RATIFY THE PROPERTY TAX REVENUE
Consideration of and action on an Ordinance to ratify the property tax revenue in the 2018-2019 Budget as the result of the Town receiving more revenues from property taxes in the 2018 -19 Budget than in the previous fiscal year' and providing an effective date

Documents:

[AGENDA MEMO ORDINANCE RATIFYING THE TAX RATE REVENUE.PDF](#)
[ORD_2018-19 TAXRATEFINALSS \(4\).PDF](#)

The Town Council reserves the right to adjourn into closed session at any time during the course of this meeting to discuss any of the matters listed on this agenda, as authorized by Texas Government Code Section 551.071 (Consultation with Attorney), 551.072 (Deliberation about Real Property), 551.073 (Deliberation about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), and 551.087 (Economic Development).

I, Cindy Aughinbaugh, Mayor of the Town of Shady Shores do hereby certify that the above notice of the Regular Town Council Meeting - Addendum was posted on the bulletin board at the Community Center, 101 S. Shady Shores Road, Shady Shores, Texas on _____ Day of _____2018, at _____ .M.

Cindy Aughinbaugh, Mayor



AGENDA MEMO

To: Mayor Cindy Aughinbaugh and Town Council Members
CC: Jim Shepherd, Town Attorney
From: Wendy Withers, Town Secretary
Date: 09/05/2018
Subject: ORDINANCE TO RATIFY THE TAX RATE REVENUE

ACTION REQUESTED: Approve an Ordinance to ratify the tax rate revenue

BACKGROUND:

As required by Local Government Code 102.007, adoption of a Budget that raises more property tax revenue than was generated the previous year requires three votes by the City Council (a) one vote to adopt the Budget, and (b) one vote to adopt the tax rate, and (c) a separate vote to "ratify" the property tax revenue increase reflected in the Budget. This Ordinance ratifies the property tax revenue increase as reflected in the 2018-19 Budget by adding the following statement:

“THIS BUDGET WILL RAISE MORE TOTAL PROPERTY TAXES THAN LAST YEAR’S BUDGET BY \$ _____ OR _____%, AND OF THAT AMOUNT \$ _____ IS TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR.”

ORDINANCE NO. _____
(Adopting a Tax Rate for 2018-2019)

AN ORDINANCE OF THE TOWN OF SHADY SHORES, DENTON COUNTY, TEXAS LEVYING THE AD VALOREM TAXES FOR THE YEAR 2018 (Fiscal Year 2018-2019) AT A RATE OF \$0.314625 PER ONE HUNDRED DOLLARS (\$100) ASSESSED VALUATION ON ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS OF THE TOWN OF SHADY SHORES AS OF JANUARY 1, 2018, TO PROVIDE REVENUE FOR THE PAYMENT OF CURRENT EXPENSES; PROVIDING FOR DUE AND DELINQUENT DATES TOGETHER WITH PENALTIES AND INTEREST; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Council of the Town of Shady Shores has been presented with a proposed Ad Valorem Tax Rate for Fiscal Year 2018-19, and such Tax Rate would impose an amount of taxes that would exceed the levy for Fiscal Year 2017-18; and

WHEREAS, Section 26.05 of the Texas Tax Code, as amended, provides that the City may not adopt a Tax Rate for Fiscal Year 2018-19 that exceeds the lower of the Rollback Tax Rate or the Effective Tax Rate calculated without notice of and holding two public hearings on the proposed tax rate; and

WHEREAS, the proposed Tax Rate does exceed the Effective Tax Rate by 2.12 cents or 7.22%; and raises an additional taxes of \$65,272.00 compared to the Effective Tax Rate.

WHEREAS, upon full review of and consideration of the matter, the City Council is of the opinion that the proposed Tax Rate for Fiscal Year 2018-19 should be approved and adopted for Fiscal Year 2018-19; Now, therefore

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SHADY SHORES,
DENTON COUNTY, TEXAS AS FOLLOWS:

SECTION 1. There be and is hereby levied for the year 2018 on all taxable property, real, personal and mixed, situated within the corporate limits of the Town of Shady Shores, and not exempt by the Constitution of the State and valid State laws, a tax of **\$0.314625** on each One Hundred Dollars (\$100) assessed valuation of taxable property, and shall be apportioned and distributed as follows:

- (a) For the purpose of defraying the current expenditures of the municipal government of the Town of Shady Shores, a tax of **\$0.314625** on each One Hundred Dollars (\$100) assessed value on all taxable property.
- (b) For the purpose of creating a sinking fund to pay the interest and principal maturities of all outstanding debt of the Town of Shady Shores, not otherwise provided for, a tax of **\$0.0000** on each One Hundred Dollars (\$100).

(c) **THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.**

THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.22% PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$21.21.

SECTION 2. All ad valorem taxes shall become due and payable on October 1, 2018, and all ad valorem taxes for the year shall become delinquent if not paid prior to February 1, 2019. There shall be no discount for payment of taxes prior to February 1, 2019. A delinquent tax paid after that date shall incur all penalty and interest authorized by law.

SECTION 3. Taxes are payable at the Denton County Tax Office. The Town shall have available all the rights and remedies provided by law for the enforcement of the collection of taxes levied under this ordinance.

SECTION 4. The tax roll as presented to the Town Council, together with any supplements thereto, be and the same are hereby approved.

SECTION 5. All ordinances of the Town of Shady Shores in conflict with the provisions of this Ordinance be, and the same are hereby, repealed and all other provisions of the ordinances of the Town of Shady Shores not in conflict with the provisions of this Ordinance shall remain in full force and effect.

SECTION 6. Should any sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole or any part or provision thereof other than the part thereof decided to be unconstitutional, illegal or invalid.

SECTION 7. This ordinance shall take effect immediately from and after its passage, as the law in such cases provides.

DULY PASSED by the Town Council of the Town of Shady Shores, Texas, on the _____ day of September, 2018, with Councilmembers voting as follows:

In favor: _____

Opposed: _____

APPROVED:

Cindy Aughinbaugh, Mayor

CORRECTLY ENROLLED:

Wendy Withers, Town Secretary

APPROVED AS TO FORM:

James E. Shepherd, Town Attorney