

**STATE OF TEXAS
COUNTY OF WALLER
CITY OF HEMPSTEAD**

BE IT REMEMBERED that on the 26th day of September A.D., 2022 at 10:00 A.M. the City Council met in a Regular Meeting at the Hempstead City Hall, 1125 Austin Street, Hempstead, Texas, there being present, to-wit:

Erica Gillum, Mayor
Lonnie Garfield, Mayor Pro-Tem
Cindy Pearce, Councilmember
Raul Villarreal, Councilmember
Chase Murray, Councilmember (Absent)
Mildred Jefferson, Councilmember

Art Pertile, City Attorney
Sabrina Alvarez, City Secretary

Others present at the meeting included Bridgette Begle, David Hartley and Kollye Kilpatrick,

Mayor Erica Gillum called the meeting to order at 10:00 A.M. and Mayor Pro-Tem Lonnie Garfield gave the invocation.

The Pledge of Allegiance was given.

No Public Comments.

An Ordinance was introduced and carried the following vote to wit:

AYES: Councilmember Cindy Pearce, Councilmember Raul Villarreal,
Councilmember Mildred Jefferson, Mayor Pro-Tem Lonnie Garfield.

NOES: None

ABSENT: Councilmember Chase Murray

**ORDINANCE
NO. 22-118**

AN ORDINANCE OF THE CITY OF HEMPSTEAD, TEXAS PROVIDING FOR THE ASSESSMENT, LEVY, AND COLLECTION OF AD VALOREM TAXES FOR THE 2022 TAX YEAR AND FOR EACH YEAR THEREAFTER UNTIL OTHERWISE PROVIDED; PROVIDING THE DATE ON WHICH SUCH TAXES SHALL BE DUE AND PAYABLE; PROVIDING FOR PENALTY AND INTEREST ON ALL TAXES NOT TIMELY PAID; PROVIDING FOR SEVERABILITY AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith.

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

WHEREAS, Section 26.05 of the Texas Tax Code further provides that where the tax rate consists of two components (one which will impose the amount of taxes needed to pay the City's debt service and the other which will impose the amount of taxes needed to fund maintenance and operation expenditures of the City for the next fiscal year), each of such two components must be approved separately; and

WHEREAS, the proposed tax rate for the current tax year of the City of Hempstead, Texas, consists of two such components, a tax rate of \$0.086288 on each \$100.00 of assessed valuation for debt service and a tax rate of \$0.466285 on each \$100.00 of assessed valuation to fund maintenance and operation expenditures; and

WHEREAS, by separate motions heretofore adopted by the City Council of the City of Hempstead, Texas, at a meeting of said City Council held on the 26th day of September 2022, said City Council have approved separately the tax rate heretofore specified for each of said components; and

WHEREAS, having thus separately approved the tax rate for each of such components, it is necessary and appropriate for the City Council to now formally pass, approve, and adopt a 2022 tax rate ordinance for the City of Hempstead, Texas; and

WHEREAS, all notices and hearings required by law as a prerequisite to the passage, approval, and adoption of said tax rate ordinance have been timely and properly given and held; now, therefore:

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

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

Section 2. All property including real, personal, and mixed subject to ad valorem taxation by the City of Hempstead, Texas, shall be equally and uniformly assessed for such purposes at One Hundred Percent (100%) of the fair market value of such property.

Section 3. For the purpose of paying the interest on bonds, warrants, certificates of obligation, or other lawfully authorized evidence of indebtedness issued by the City of Hempstead, Texas, including the various installments of principal due on the serial bonds, warrants, certificates of obligation, or other lawfully authorized evidence of indebtedness issued by the City as such installments shall respectively mature, and for the purpose of paying any sums borrowed in anticipation of current revenues for use in the payment of bonds and certificates of obligation and interest thereon maturing in the fiscal year 2022-2023, and for the purpose of repaying interest and making provisions for the sinking fund on such other bond issues, warrants, certificates of

obligation, or other lawfully authorized evidence of indebtedness as may be authorized, there is hereby levied for the year 2022 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 \$0.086288 on each \$100.00 of assessed valuation for debt service.

Section 4. There is hereby levied for general purposes and use by the City of Hempstead, Texas, for the year 2022, and for each year thereafter until otherwise provided, an ad valorem tax at the rate of \$0.466285 on each \$100.00 of assessed valuation on all property described in Section 2 of this Ordinance. The proceeds from such tax shall be applied to the payment of the general and current expenses, also known as maintenance and operations, of the government of the City. All such taxes shall be assessed and collected in current money of the United States of America.

“THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAS YEAR’S TAX RATE.”

“THE TAX RATE WILL EFFECTIVELY BE RAISED BY 24.79% AND WILL RAISE TAXES FOR ON A \$100,000 HOME BY APPROXIMATELY \$-89.62.”

Section 5. All ad valorem taxes levied hereby, in the total amount of \$0.552573 on each \$100.00 of assessed valuation, as reflected by Sections 3 and 4 hereof, shall be due and payable on or before January 31, 2023. All ad valorem taxes due the City of Hempstead, Texas, and not paid on or before January 31st following the year for which they were levied shall bear penalty and interest as prescribed in the Texas Tax Code.

Section 6. In the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Hempstead, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 7. All ordinances or parts of ordinances inconsistent or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

PASSED AND APPROVED this the 26th day of September, A.D., 2022.

APPROVED:

/s/:Erica Gillum, Mayor

ATTEST:

/s/:Sabrina Alvarez, City Secretary

Consideration and action was taken on adopting an ad valorem tax rate of \$0.86288 on each \$100.00 of assessed valuation for debt services, with the following vote, to wit:

Mayor Pro-Tem Lonnie Garfield	AYE
Councilmember Raul Villarreal	AYE
Councilmember Cindy Pearce	AYE
Councilmember Chase Murray	ABSENT
Councilmember Mildred Jefferson	AYE

Consideration and action was taken on adopting an ad valorem tax rate of \$0.466285 on each 100.00 of assessed valuation for maintenance and operations to support the budget.

Mayor Pro-Tem Lonnie Garfield	AYE
Councilmember Raul Villarreal	AYE
Councilmember Cindy Pearce	AYE
Councilmember Chase Murray	ABSENT
Councilmember Mildred Jefferson	AYE

Action was taken on an Ordinance providing for the assessment, levy, and collection of ad valorem taxes for the year 2022. **MOTION:** *“I move that the property tax be increased by the adoption of a tax rate of \$0.552573, which is effectively an 18.46% percent increase in the tax rate.”*

Mayor Pro-Tem Lonnie Garfield	AYE
Councilmember Raul Villarreal	AYE
Councilmember Cindy Pearce	AYE
Councilmember Chase Murray	ABSENT
Councilmember Mildred Jefferson	AYE

A motion was made by Councilmember Lonnie Garfield to discuss the Employee Guide which will take effect October 1, 2022. Councilmember asked about a sick leave bank. Attorney Art Pertile stated he doesn't like the idea of sick leave banks because of the abuse of time, and it creates bad morale. He rather let City Council make the decision and have council grant the time.

Attorney Art Pertile asked about the retiree insurance and the 90 point system for clarification. The 90 points consists of the years at the city, plus your age. You have had to have the points to be able to have the retiree insurance.

There being no further business, Mayor Pro-Tem Lonnie Garfield made a motion to adjourn the meeting at 10:18 A.M. Councilmember Mildred Jefferson seconded the motion, and carried unanimously

PASSED AND APPROVED this the 17th day of October, A.D., 2022.

APPROVED:

/s/:Erica Gillum, Mayor

ATTEST:

/s/:Sabrina Alvarez , City Secretary