

HEWITT TEXAS

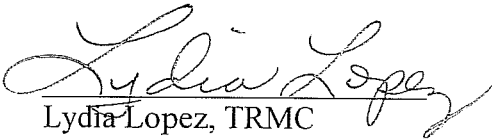
NOTICE OF MEETING OF THE GOVERNING BODY

Notice is hereby given that a **Special Called Workshop** meeting of the governing body of the City of Hewitt will be held on the **25th day of August, 2014 at 5:30 PM in Hewitt City Hall, 105 Tampico Drive**, Hewitt, Texas, at which time the following subjects will be discussed:

1. Call meeting to order.
2. Briefing and discussion concerning the Public Safety Facility.
3. Briefing and discussion concerning Public Safety Radio Communication Equipment.
4. Review regular meeting agenda items.
5. Convene Executive Session pursuant to the Open Meetings Act, Chapter 551, Texas Government Code to discuss the following:
 - **Pursuant to §551.072 – Purchase, Exchange, Lease, or Value of Real Property.**
6. Close Executive Session.
7. Adjourn.

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the governing body of the City of Hewitt, Texas was posted on the Public Notice Board located in front of City Hall at 5:00 AM/PM on August 22, 2014.

CITY OF HEWITT


Lydia Lopez, TRMC
City Secretary

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, large print or Braille, are requested to contact the Hewitt City Secretary at (254) 666-6171 at least 24 hours prior to the meeting, so that appropriate arrangements can be made.

HEWITT TEXAS

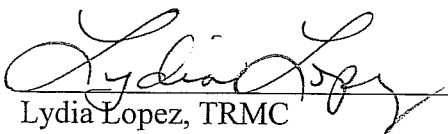
NOTICE OF MEETING OF THE GOVERNING BODY

Notice is hereby given that a **Special Called** meeting of the governing body of the City of Hewitt will be held on the **25th day of August, 2014 at 7:00 PM in the City Council Room at Hewitt City Hall, 105 Tampico Drive**, Hewitt, Texas, at which time the following subjects will be discussed:

1. Call meeting to order.
2. Pledge of Allegiance to the U.S. Flag
3. Consider approval of minutes of the Council Workshop/Regular Meeting of August 18, 2014.
4. Special presentation to City Engineer Bill Aston.
5. Consideration of and action on a resolution appointing Miles Whitney, P.E. as the City Engineer for the city of Hewitt, TX.
6. Hear visitors on matters pertaining to city business.
7. Authorize City Manager to negotiate and execute a contract with K4 Construction to provide construction manager at risk services for the City Hall/Library project.
8. Consideration and action on an ordinance amending Chapter 78, Utilities, Section 78-26, "Monthly Water Service Rates," and deleting Section 78-27, "Service Charges Outside of City limits"; establishing an effective date; and finding and determining that the meeting at which this ordinance is passed was noticed and has been opened to the public as required by law.
9. Consideration and action on an ordinance amending Chapter 78, Utilities, Section 78-102, "Monthly Sewer Service Rates"; establishing an effective date; and finding and determining that the meeting at which this ordinance is passed was noticed and has been opened to the public as required by law.
10. Consideration of and action on resolution approving FY 2014-2015 Water & Wastewater rates.
11. Consideration of and action on an ordinance accepting 2014 tax roll.
12. Consideration of and action on an ordinance adopting 2014 tax rate of .539677.
13. Consideration of and action on ordinance adopting the FY 2014-2015 Proposed Annual Operating and Capital Budget.
14. Adjourn.

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the governing body of the City of Hewitt, Texas was posted on the Public Notice Board located in front of City Hall at 5:00 AM/PM on August 22, 2014.

CITY OF HEWITT


Lydia Lopez, TRMC
City Secretary



COUNCIL AGENDA ITEM FORM

MEETING DATE: August 25, 2014

AGENDA ITEM #: 3

SUBMITTED BY: Lydia Lopez, City Secretary

ITEM DESCRIPTION:

Consider approval of minutes of the Council Dinner Workshop/Meeting of August 18, 2014.

STAFF RECOMMENDATION/ITEM SUMMARY:

Attached is a draft copy of the meeting minutes. Please review and advise if any corrections are needed.

ATTACHMENTS:

Draft minutes

HEWITT TEXAS

MINUTES OF A CITY COUNCIL WORKSHOP/MEETING HEWITT CITY HALL – 105 TAMPICO DRIVE August 18, 2014 - 6:30/7:00 PM

Members Present: Mayor Wilbert “Walky” Wachtendorf (presiding), Mayor Pro Tem Ed Passalugo; Council Members Bill Fuller, James Vidrine, Travis Bailey, Alex Snider, and Ronnie McNiel

Staff Present: City Attorney Charlie Buenger, City Manager Adam Miles, Assistant City Manager James Barton, Fire Chief Lance Bracco, Police Chief Jim Devlin, Finance Director Lee Garcia, Deputy Police Chief Tuck Saunders, and City Secretary Lydia Lopez

Staff Absent: City Engineer Bill Aston, City Engineer Miles Whitney, Library Director Waynette Ditto, HR/Civil Service Director Susana Garcia-Gilmore and Utilities Director James Black

Workshop – 6:30 PM

1. Mayor Wachtendorf called the meeting to order at 6:30 PM.
2. Briefing and discussion concerning evaluation of proposals for Construction Manager at Risk for the City Hall/Library project. City Manager Adam Miles suggested Council appoint a Review Committee to evaluate the proposals received. The following Council members were appointed: Mayor Pro Tem Ed Passalugo and Council Members Travis Bailey and Ronnie McNiel. The Review Committee will meet on Friday, August 22, 2014, 9 AM.
3. *A motion was made by Council Member Fuller and seconded by Mayor Pro Tem Passalugo to convene the Executive Session at 6:35 PM. The Council convened to Executive Session pursuant to the Open Meetings Act, Chapter 551, Texas Government Code to discuss the following:*
 - **Pursuant to §551.072 – Purchase, Exchange, Lease, or Value of Real Property.**
4. *Close Executive Session. A motion was made by Council member Fuller and seconded by Mayor Pro Tem Passalugo to close the Executive Session at 6:57 PM.*
5. *Adjourn. A motion was made by Mayor Pro Tem Passalugo and seconded by Council member Alex Snider to adjourn the Workshop at 6:58 PM.*

REGULAR MEETING – 7:00 PM

1. **CALL THE MEETING TO ORDER.** Mayor Wachtendorf called the meeting to order at 7:00 PM.
2. **PLEDGE OF ALLEGIANCE TO THE U.S. FLAG** – Fire Chief Lance Bracco led the Pledge of Allegiance.
3. **CONSIDER APPROVAL OF MINUTES OF THE SPECIAL CALLED WORKSHOP/MEETING OF AUGUST 11, 2014.** *A motion was made by Mayor Pro Tem Passalugo and seconded by Council Member Snider to approve the minutes as submitted but allow for corrections; all seven in favor, motion passed.*
4. **HEAR VISITORS ON MATTERS PERTAINING TO CITY BUSINESS.** Ms. Junie L. Wigman, 203 Gruver Circle, appeared to express concern of recycling fees and a pothole in the alley behind her address.
5. **CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING AGENDA ITEM TABLED AT JULY 18, 2014, COUNCIL MEETING REGARDING REQUEST FROM JOSHUA BLACK TO HAVE A MINIATURE HORSE AS A SERVICE ANIMAL LOCATED AT 305 BONHAM.** *A motion was made by Council Member Vidrine and seconded by Mayor Pro Tem Passalugo to remove the item from the table and open for discussion. Mayor Wachtendorf opened the floor for discussion and/or motion. Mr. Black came to the lecturn.*

Mayor Wachtendorf: “Mr. Black, do you have anything further to address the council on your original request.”

Mr. Black: “No, Sir.”

Council Member Vidrine: “The question that I would like to ask you now is, ‘what was the reason that you said you wanted this miniature horse?’”

Mr. Black: “To make it easier on me when it comes to doing household chores like mowing the yard, mostly”.

Vidrine: “Eating grass?”

Mr. Black: “That’s correct.”

Vidrine: “Correct...Not washing windows, dishes, sweeping floors...you said, household chores.”

Mr. Black: “I meant doing outdoor work.”

Vidrine: “Ok. It seems that I recall we talked about if it had to go the bathroom some place that you said that you would take care of it, shovel it and dispose of it and all that, is that correct?”

Mr. Black: “Yes, sir.”

Mr. Vidrine: “But you would have to use your hands to do that and that is a lot of work also.”

Mr. Black: “Yep, but there is no vibration to it. You adapt, overcome and improvise.”

Mr. Vidrine: “But you have other people that would mow your yard for you if you let them.”

Mr. Black: “I don’t like relying on others when work needs to be done. I’m independent. Just because I’m disabled doesn’t mean I’m helpless. I can still work and do everything...just adapt, overcome and improvise on every situation if possible.”

Mayor Pro Tem Passalugo stated, “I would like to make a motion to deny the miniature horse due to Americans with Disabilities Act (ADA) restrictions that don’t apply to this case.

The Council discussed the Blue Ash case where a U.S. District Court Judge Timothy Black granted a summary judgment which dismissed the lawsuit based on the fact that city law defines the miniature horse as a farm animal.

City Attorney Charlie Buenger clarified: “What this is about is an exercise of valid police power. The city of Hewitt for the health, safety and welfare of the citizens passed this ordinance to protect the citizens. That is why it (the ordinance) regulates the size lot you have to have and the distances you have to have for this type of animal. We looked and can find no cases where the courts have allowed the ADA to usurp that authority of the city in making those types of police power decision which this one does. The City of Hewitt has exercised those powers when it created the ordinance that prohibit horses or that limit horses.”

“I don’t think that the ordinance differentiates between the sizes of the horse(s), but this particular horse doesn’t qualify as a service animal anyway because of the use that is intended. But beyond that this horse doesn’t qualify as a service animal because it hasn’t met one of the qualifications and that is individualized specialized training – you don’t need to teach a horse to eat.”

“One of the qualifications for any type of certification is that it receive individualized training to perform a task. If it were a seeing-eye horse, it would be okay. But it is not. It’s eating grass so it doesn’t qualify. One of the qualification before it can be a service animal is that it receive individualized training.”

Mayor Wachtendorf indicated there was a motion on the table and asked for a second.

The motion was seconded by Council Member James Vidrine, six in favor, Council Member Snider opposed; motion to deny passed.

6. **CONDUCT SECOND PUBLIC HEARING ON 2014 TAX RATE.** Mayor Wachtendorf opened the public hearing for those wishing to speak on the tax rate. No one appeared for or against. The public hearing was closed.
7. **ANNOUNCE AUGUST 25, 2014, AT 7:00 PM AT 105 TAMPICO DRIVE, HEWITT CITY HALL, AS THE DATE, TIME AND PLACE TO VOTE ON THE 2014 TAX RATE.** Mayor Wachtendorf announced August 25, 2014, at 7:00 PM at 105 Tampico Drive, Hewitt City Hall, as the date, time and place to vote on the 2014 tax rate.
8. **ADJOURN.** *Motion was made by Mayor Pro Tem Passalugo and seconded by Council Member Fuller to adjourn the meeting at 7:28 PM, all seven in favor, motion passed.*

Approved: August 25, 2014

Lydia Lopez, City Secretary

Wilbert Wachtendorf, Mayor



COUNCIL AGENDA ITEM FORM

MEETING DATE: August 25, 2014

AGENDA ITEM #: 4

SUBMITTED BY: Lydia Lopez, City Secretary

ITEM DESCRIPTION:

Special presentation to City Engineer Bill Aston.

STAFF RECOMMENDATION/ITEM SUMMARY:

City Engineer Bill Aston will be retiring effective September 9, 2014. The city of Hewitt will have an engraved desk clock to present to him for his dedicated service to the City. Mr. Aston has served the citizens of Hewitt since 1972 (42 years). He will be present for this recognition.

ATTACHMENTS:

None



COUNCIL AGENDA ITEM FORM

MEETING DATE: August 25, 2014

AGENDA ITEM #: 5

SUBMITTED BY: Adam Miles, City Manager

ITEM DESCRIPTION:

Consideration of and action on a resolution appointing Miles Whitney, P.E. as the City Engineer for the city of Hewitt, TX.

STAFF RECOMMENDATION/ITEM SUMMARY:

Due to the impending retirement of City Engineer Bill Aston, the City of Hewitt will have to appoint his replacement. Attached is a resolution appointing Miles Whitney, P.E. as the City Engineer.

ATTACHMENTS:

Resolution

RESOLUTION NO. 2014-08-25-1

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HEWITT, TEXAS:

WHEREAS, City Engineer Bill Aston, P.E., will be retiring after 42 years of service to the city of Hewitt, effective September 9, 2014; and

WHEREAS, Miles Whitney, P.E. is hereby appointed as City Engineer for the City of Hewitt, Texas, said appointment effective upon passage of this resolution.

That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 25th day of August, 2014.

CITY OF HEWITT

Wilbert Wachtendorf, Mayor

ATTEST:

Lydia Lopez, City Secretary



ITEM #6 – HEARING OF VISITORS

CITIZEN PARTICIPATION AT MEETINGS

1. All citizens are encouraged to discuss matters of concern with the staff and individual council members prior to placing items on the agenda. Many times this will expedite a resolution or allow proper investigation of the matter for presentation to the entire council.

NO CITIZEN NOR STAFF MEMBER MAY SPEAK NOR OTHERWISE INTERRUPT ANY MEETING UNTIL RECOGNIZED BY THE PRESIDING OFFICER.

2. To maintain decorum at public hearings, the mayor will ask the citizens present if they wish to speak for or against the item on the agenda. If so, they will be given an opportunity to do so at the proper time, when recognized by the chair. If more than five citizens wish to address the council on any single agenda item, those citizens are advised to select spokespersons to present their case.
3. Citizens who wish to bring up a matter that pertains to city business or address an item on the agenda may do so, but only under the agenda item "Hear Visitors." **The council is prohibited by law from discussing or acting on any item that has not been posted on the agenda.**
4. **Citizens addressing the city council on items not on the agenda shall be limited to five minutes each. Total time for presentations on any one item or topic shall be limited to twenty-five minutes. The city council members shall not enter into discussion on any subject not properly placed on the agenda; however, the council members may ask questions for clarification purposes.**
5. As a general rule, citizens may not participate in the discussion of the council workshop session.



COUNCIL AGENDA ITEM FORM

MEETING DATE: August 25, 2014

AGENDA ITEM #: 7

SUBMITTED BY: Adam Miles, City Manager

ITEM DESCRIPTION:

Authorize City Manager to negotiate and execute a contract with K4 Construction to provide construction manager at risk services for the City Hall/Library project.

STAFF RECOMMENDATION/ITEM SUMMARY:

Sealed proposals to provide Construction Manager at Risk (CMAR) services were received and opened on August 13, 2014. Eight proposals were received. After review by the city administration, the evaluation panel scored and ranked the two proposals in accordance with the published selection criteria. After review, analysis, and consideration the evaluation panel finds that K4 Construction was ranked number one and would provide the best overall value for Hewitt. The Evaluation Panel recommends award of this contract to K4 Construction of Waco.

In accordance with the request for proposals, if the city administration is unsuccessful in negotiating a satisfactory contract, the city administration shall proceed to the next qualified proposer and attempt to negotiate until a mutually agreed contract can be negotiated. No Construction Manager at Risk will be finally selected until a contract between the CMAR and the City is signed. Representatives from K4 Construction have indicated they would be able to begin work immediately after a contract is successfully negotiated.

ATTACHMENTS:

Evaluation Panel Summary

Proposer	Points Ranking
K4 Construction	96.01
John W. Erwin	92.74
Pearson	91.84
Vanguard Contractors	90.78
Wm. Taylor & Co.	88.77
Stoddard	84.35
Mazanec Construction	81
Barsch	74

Evaluation Panel Selection Criteria Scoring Sheet Summary

	Proposer		John W. Erwin	Pearson	Vanguard Contractors	K4 Construction	Wm. Taylor & Co.	Stoddard	Barsch
	Points Available	Mazanec Construction							
Experience of the Construction Manager	15	15	15	15	15	15	15	14	15
Relationship with the City of Hewitt	5	0	0	0	0	5	0	0	0
Performance of the Construction Manager	25	25	25	25	25	25	25	25	25
Reputation	20	10	20	20	20	20	20	19	20
Financial Strength	5	5	5	5	5	5	5	5	5
Cost	15	15	14.74	13.84	13.78	12.01	10.77	9.35	0
Office Location	5	3	3	3	2	4	3	2	4
Overall Impression	10	8	10	10	10	10	10	10	5
TOTALS	100	81	92.74	91.84	90.78	96.01	88.77	84.35	74

Proposer	Points Ranking
K4 Construction	96.01
John W. Erwin	92.74
Pearson	91.84
Vanguard Contractors	90.78
Wm. Taylor & Co.	88.77
Stoddard	84.35
Mazanec Construction	81
Barsch	74



COUNCIL AGENDA ITEM FORM

MEETING DATE: August 25, 2014

AGENDA ITEM #: 8

SUBMITTED BY: Adam Miles, City Manager

ITEM DESCRIPTION:

Consideration and action on an ordinance amending Chapter 78, Utilities, Section 78-26, "Monthly Water Service Rates," and deleting Section 78-27, "Service Charges Outside of City limits"; establishing an effective date; and finding and determining that the meeting at which this ordinance is passed was noticed and has been opened to the public as required by law.

STAFF RECOMMENDATION/ITEM SUMMARY:

City staff has worked to remove all references to fees in the Code of Ordinances to save expenses related to codification. Currently, the water service rates have been approved by ordinance. Once the ordinance is passed it has to be sent to the codifier for publishing which can be costly. Council will still approve the water service rates; however, the rates will be approved by resolution and added to a Master Fee Schedule. Staff recommends approval of this ordinance.

ATTACHMENTS:

Ordinance

ORDINANCE NO. 2014-08-25-1

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HEWITT, TEXAS; AMENDING CHAPTER 78, UTILITIES, SECTION 78-26, "MONTHLY WATER SERVICE RATES," AND DELETED SECTION 78-27, SERVICE CHARGES OUTSIDE CITY LIMITS OF THE CODE OF ORDINANCES OF THE CITY OF HEWITT, TEXAS; PROVIDING A REPEALING CLAUSE; PROVIDING A SAVINGS CLAUSE; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS ADOPTED WAS NOTICED AND OPEN TO THE PUBLIC AS REQUIRED BY LAW.

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

SECTION I

That Chapter 78, UTILITIES, Section 78-26, Monthly Water Service Rates, of the Code of Ordinances of the City of Hewitt, Texas, is hereby amended, in its entirety, to read as follows:

(a) No water service shall be connected or turned on except by authorized city personnel.

(b) All monthly water service rates for residential and commercial customers shall be established as part of the city's annual budget or by resolution of the city council as part of the City of Hewitt Master Fee Schedule which shall be on file in the office of the city secretary and on the city's website.

SECTION II

That Chapter 78 Utilities, Section 78-27, Service charges outside city limits, shall be deleted in its entirety.

SECTION III

That if any provision of this ordinance is found by a Court of competent jurisdiction to be invalid, unconstitutional or unenforceable, or if the application of this ordinance to any person or circumstances is found to be invalid, unenforceable or unconstitutional, such invalidity, unenforceability or unconstitutionality shall not affect the other provisions or application of this ordinance which can be given effect without the invalid, unenforceable or unconstitutional provisions or application.

SECTION IV

That all ordinances, codes, regulations, policies and guidelines of and in the City of Hewitt, in conflict herewith are hereby repealed to the extent of such conflict.

SECTION V

That it is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public as required by law and that public notice of the time, place and purpose of said meeting was given as required by law.

PASSED AND APPROVED this 25th day of August 2014.

CITY OF HEWITT, TEXAS

Wilbert Wachtendorf, Mayor

ATTEST:

Lydia Lopez, City Secretary

APPROVED:

O. Charles Buenger, City Attorney



COUNCIL AGENDA ITEM FORM

MEETING DATE: August 25, 2014

AGENDA ITEM #: 9

SUBMITTED BY: Adam Miles, City Manager

ITEM DESCRIPTION:

Consideration and action on an ordinance amending Chapter 78, Utilities, Section 78-102, "Monthly Sewer Service Rates"; establishing an effective date; and finding and determining that the meeting at which this ordinance is passed was noticed and has been opened to the public as required by law.

STAFF RECOMMENDATION/ITEM SUMMARY:

City staff has worked to remove all references to fees in the Code of Ordinances to save expenses related to codification. Currently, the sewer service rates have been approved by ordinance. Once the ordinance is passed it has to be sent to the codifier for publishing which can be costly. Council will still approve the water service rates; however, the rates will be approved by resolution and added to a Master Fee Schedule. Staff recommends approval of this ordinance.

ATTACHMENTS:

Ordinance

ORDINANCE NO. 2014-08-25-2

**AN ORDINANCE OF THE CITY OF HEWITT, TEXAS
AMENDING CHAPTER 78, UTILITIES, SECTION 78-102,
“MONTHLY SEWER SERVICE RATES”; ESTABLISHING
AN EFFECTIVE DATE; AND FINDING AND DETERMINING
THAT THE MEETING AT WHICH THIS ORDINANCE IS
PASSED WAS NOTICED AND HAS BEEN OPEN TO THE
PUBLIC AS REQUIRED BY LAW.**

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

SECTION I

That Section 78-102 (a) and (b) of the Code of Ordinances of the City of Hewitt, Texas, is hereby amended, in its entirety, to read as follows:

The monthly rates to be charged and collected by the city, from all customers for residential, industrial, institutional or commercial sewer service from such systems of the city, shall be established as part of the city's annual budget or by resolution as part of the City of Hewitt Master Fee Schedule which shall be on file in the office of the city secretary and on the city's website.

SECTION II

That if any provision of this ordinance is found by a Court of competent jurisdiction to be invalid, unconstitutional or unenforceable, or if the application of this ordinance to any person or circumstances is found to be invalid, unenforceable or unconstitutional, such invalidity, unenforceability or unconstitutionality shall not affect the other provisions or application of this ordinance which can be given effect without the invalid, unenforceable or unconstitutional provisions or application.

SECTION III

That this Ordinance shall be in full force and effective immediately upon passage by the City Council.

SECTION IV

That it is hereby officially found and determined that the meeting at which this ordinance is passed was noticed and has been open to the public as required by law.

PASSED AND APPROVED this 25th day of August 2014.

CITY OF HEWITT, TEXAS

Wilbert Wachtendorf, Mayor

ATTEST:

Lydia Lopez, City Secretary

APPROVED:

O. Charles Buenger, City Attorney

HEWITT TEXAS

COUNCIL AGENDA ITEM FORM

MEETING DATE: August 25, 2014

AGENDA ITEM #: 10

SUBMITTED BY: Lee Garcia, Finance Director

ITEM DESCRIPTION:

Consideration of and action on resolution approving FY 2014-2015 Water & Wastewater rates.

STAFF RECOMMENDATION/ITEM SUMMARY:

Staff recommends continuing with the Economists.com "Water and Wastewater Rate Plan of 2009", as updated in 2014, with the rates detailed in the following ordinance.

Water rates were adjusted as follows:

Residential water – no increase to the minimum base rate of \$30.00 for the first 3,000 gallons. Incremental increases - \$4.60 for next 4-7,000 gallons, per 1,000 gallons; \$5.10 for next 8-12,000 gallons, per 1,000 gallons; \$5.55 for all over 12,000 gallons, per 1,000 gallons.

Commercial water – no increase to the minimum base rates. Incremental increases-same as for residential.

Wastewater rates were adjusted as follows:

Residential wastewater - an increase of \$3.00 to the minimum base rate up to \$24.00 for the first 5,000 gallons. Incremental increase above 5,000 gallons - \$3.75 per 1,000 gallons.

Industrial, Institutional, or Commercial wastewater - an increase of \$7.00 to the minimum base rate up to \$52.00 for the first 20,000 gallons. Incremental increase to \$3.75 per 1,000 gallons.

ATTACHMENTS:

Resolution setting Water and Wastewater Rates
Water & Wastewater Rate Plan by Economists.com

RESOLUTION NO. 2014-08-25-2

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HEWITT, TEXAS, APPROVING AND SETTING MONTHLY WATER & WASTEWATER RATES FOR FY 2014-15 AS ESTABLISHED PER THE CITY'S ANNUAL BUDGET TO TAKE EFFECT OCTOBER 1, 2014.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HEWITT, TEXAS:

WHEREAS, the monthly water service rates are set annually as part of the city's annual budget and as part of the city of Hewitt Master Fee Schedule which shall be on file in the office of the city secretary and on the city's website.

That the City Council of the City of Hewitt hereby approves and adopts the FY 2014-2015 Water & Wastewater rates as attached in Exhibit "A".

That these fees shall take effect on October 1, 2014.

That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 25th day of August, 2014.

CITY OF HEWITT

Wilbert Wachtendorf, Mayor

ATTEST:

Lydia Lopez, City Secretary

EXHIBIT 'A'

WATER & WASTEWATER RATES

EFFECTIVE 10-1-14

WATER RATES

Residential, Commercial & Builders Water Rates

	Effective 10/1/14
For a 3/4 inch service:	
For the first 3,000 gallons, minimum	30.00
For the next 4,000 gallons, per 1,000 gallons	4.60
For the next 5,000 gallons, per 1,000 gallons	5.10
For all over 12,000 gallons, per 1,000 gallons	5.55

For All Other Sized Lines*

For the first 3,000 gallons:	Effective 10/1/14
1 inch service	63.00
1 1/2 inch service	190.00
2 inch service	190.00
3 inch service	380.00
4 inch service	380.00
6 inch service	570.00

**Usage over 3,000 gallon minimum is charged at above rates*

City of Hewitt, Code of Ordinances, Sec. 78-26

WASTEWATER RATES

Residential Sewer Service

	Effective 10/1/14
First 5,000 gallons	24.00
5,000 to 20,000 gallons, per 1,000 gallons	3.75

Industrial, Institutional, or Commercial Sewer

First 20,000 gallons	52.00
Over 20,000 gallons, per 1,000 gallons	3.75

City of Hewitt, Code of Ordinances, Sec. 78-102

MINIMUM BILL

Water & Wasterwater	Effective 10/1/14
	Minimum
3/4 inch service-residential	54.00
1 inch service-commercial	115.00
1 1/2 inch service-commercial	242.00
2 inch service-commercial	242.00
3 inch service-commercial	432.00
4 inch service-commercial	432.00
6 inch service-commercial	622.00

**CITY OF HEWITT
WATER AND WASTEWATER RATE PLAN**

		Prior	Effective Oct-10	Effective Oct-11	Effective Oct-12	Effective Oct-13	Effective Oct-14	Effective Oct-15	Effective Oct-16
WATER Rate Recommendations									
Residential Inside, Commercial, Builders									
Min Chg -- 1st 3,000 Gal									
5/8"	\$	28.00	\$ 30.00	\$ 30.00	\$ 30.00	\$ 30.00	\$ 30.00	\$ 30.00	\$ 31.00
1"		59.50	63.00	63.00	63.00	63.00	63.00	63.00	65.00
1 1/2"		178.50	190.00	190.00	190.00	190.00	190.00	190.00	196.00
2"		178.50	190.00	190.00	190.00	190.00	190.00	190.00	196.00
3"		357.00	380.00	380.00	380.00	380.00	380.00	380.00	393.00
4"		357.00	380.00	380.00	380.00	380.00	380.00	380.00	393.00
6"		535.50	570.00	570.00	570.00	570.00	570.00	570.00	589.50
Volume Rate Per 1,000 Gal									
3,001 7,000	\$	2.98	\$ 3.40	\$ 3.40	\$ 4.10	\$ 4.35	\$ 4.60	\$ 4.85	\$ 5.00
7,001 12,000		3.45	3.80	3.80	4.60	4.85	5.10	5.40	5.60
12,001 Above		3.87	4.15	4.15	5.00	5.25	5.55	5.85	6.05
WASTEWATER Rate Recommendations									
Residential Inside*									
Base Chg -- 1st 5,000 Gal	\$	9.00	\$ 12.00	\$ 15.00	\$ 18.00	\$ 21.00	\$ 24.00	\$ 26.50	\$ 27.50
Volume Rate Per 1,000 Gal		0.75	1.25	1.75	2.25	3.00	3.75	4.50	4.65
<i>*Residential usage charges capped at 20,000 gallons</i>									
Industrial, Institutional or Commercial									
Base Chg -- 1st 20,000 Gal	\$	17.00	\$ 24.00	\$ 31.00	\$ 38.00	\$ 45.00	\$ 52.00	\$ 57.25	\$ 59.00
Volume Rate Per 1,000 Gal		0.75	1.25	1.75	2.25	3.00	3.75	4.50	4.65



COUNCIL AGENDA ITEM FORM

MEETING DATE: August 25, 2014

AGENDA ITEM #: 11

SUBMITTED BY: Lee Garcia, Finance Director

ITEM DESCRIPTION:

Consideration of and action on an ordinance accepting 2014 tax roll.

STAFF RECOMMENDATION/ITEM SUMMARY:

Staff recommends approval of this ordinance. Please see attached Ordinance on the Tax Roll. The approval of this Ordinance officially accepts the Certified Tax Roll as presented by the McLennan County Appraisal District.

ATTACHMENTS:

Ordinance on the Tax Roll
Certified Tax Roll

ORDINANCE NO. 2014-08-25-3

AN ORDINANCE OF THE CITY OF HEWITT, TEXAS, ACCEPTING AND APPROVING THE TAX ROLL OF THE CITY OF HEWITT AND DECLARING AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HEWITT, TEXAS:

SECTION 1. That the tax roll of the City of Hewitt for 2014, as certified by the McLennan County Appraisal District, is hereby accepted and approved.

SECTION 2. That this ordinance is in full force and effect from and after its passage.

PASSED AND APPROVED THIS 25th day of August, 2014.

CITY OF HEWITT, TEXAS

By: _____
Wilbert Wachtendorf, Mayor

ATTEST:

Lydia Lopez, City Secretary

THE STATE OF TEXAS §

COUNTY OF McLENNAN §

**CERTIFICATION OF THE 2014 APPRAISAL ROLL FOR
McLENNAN COUNTY APPRAISAL DISTRICT**

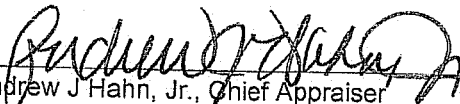
I, ANDREW J. HAHN, JR., RPA, RTA, CHIEF APPRAISER FOR McLENNAN COUNTY APPRAISAL DISTRICT, HEREBY CERTIFY THAT THE ATTACHED ARE THE CERTIFIED VALUES OF McLENNAN COUNTY APPRAISAL DISTRICT WHICH LISTS TAXABLE PROPERTY FOR THE FOLLOWING TAXING UNITS AND CONSTITUTES THE CERTIFIED APPRAISAL ROLL:

Axtell Independent School District
Bosqueville Independent School District
Bruceville-Eddy Independent School District
China Spring Independent School District
Connally Independent School District
Crawford Independent School District
Gholson Independent School District
Hallsburg Independent School District
La Vega Independent School District
Lorena Independent School District
Mart Independent School District
McGregor Independent School District
Midway Independent School District
Moody Independent School District
Robinson Independent School District
Riesel Independent School District
Ogelsby Independent School District
Valley Mills Independent School District
Waco Independent School District
West Independent School District
McLennan County
McLennan Community College

City of Bellmead
City of Beverly Hills
City of Bruceville-Eddy
City of Crawford
City of Gholson
City of Hallsburg
City of Hewitt
City of Lacy-Lakeview
City of Lorena
City of Mart
City of McGregor
City of Moody
City of Riesel
City of Robinson
City of Valley Mills
City of Waco
City of West
City of Woodway
Castleman Creek Watershed
Elm Creek Watershed
McLennan County Water Control Dist. #2
McLennan & Hill Counties Tehuacana Creek
W&C Dist. #1

July 25, 2014

Date Delivered



Andrew J. Hahn, Jr., Chief Appraiser
McLennan County Appraisal District

Date Received

SEC.26.01(a)

2014 CERTIFIED TOTALS

Property Count: 5,631

62 - HEWITT, CITY OF
Grand Totals

7/25/2014

1:09:04PM

Land		Value			
Homesite:		80,039,419			
Non Homesite:		73,078,457			
Ag Market:		12,282,686			
Timber Market:		0	Total Land	(+)	165,400,562
Improvement		Value			
Homesite:		498,355,404			
Non Homesite:		164,210,205	Total Improvements	(+)	662,565,609
Non Real		Count	Value		
Personal Property:	486		52,160,390		
Mineral Property:	0		0		
Autos:	0		0	Total Non Real	(+)
			Market Value	=	52,160,390
					880,126,561
Ag	Non Exempt	Exempt			
Total Productivity Market:	12,282,686	0			
Ag Use:	204,130	0	Productivity Loss	(-)	12,078,556
Timber Use:	0	0	Appraised Value	=	868,048,005
Productivity Loss:	12,078,556	0			
			Homestead Cap	(-)	5,427,402
			Assessed Value	=	862,620,603
			Total Exemptions Amount (Breakdown on Next Page)	(-)	156,533,503
			Net Taxable	=	706,087,100

APPROXIMATE TOTAL LEVY = NET TAXABLE * (TAX RATE / 100)
 3,810,589.68 = 706,087,100 * (0.539677 / 100)

Tax Increment Finance Value: 0
 Tax Increment Finance Levy: 0.00

HEWITT TEXAS

COUNCIL AGENDA ITEM FORM

MEETING DATE: August 25, 2014

AGENDA ITEM #: 12

SUBMITTED BY: Lee Garcia, Finance Director

ITEM DESCRIPTION:

Consideration of and action on an ordinance adopting 2014 tax rate of .539677.

STAFF RECOMMENDATION/ITEM SUMMARY:

Attached is the ordinance setting the 2014 tax rate. The tax rate remains unchanged from the previous fiscal year. However, per the Texas Property Tax Code, Section 26.05(b), the motion to adopt the ordinance must be stated as follows:

'I move that the property tax rate be increased by the adoption of a tax rate of .539677, which is effectively a 5.82% increase in the tax rate.'

After the motion, the City Secretary will poll the council for the record vote.

Percentage by which the proposed tax rate exceeds the effective tax rate' calculation:

Proposed Rate .539677

Effective Rate .509967

.02971 / .509967 = 5.82%

ATTACHMENTS:

Ordinance adopting the Tax Rate

Published Notice of 2014 Tax Rate

ORDINANCE NO. 2014-08-25-4

AN ORDINANCE OF THE CITY OF HEWITT, TEXAS, ADOPTING THE TAX RATE AND LEVYING THE AD VALOREM TAXES FOR THE FISCAL YEAR 2014-2015 ON ALL TAXABLE PROPERTY WITHIN AND SUBJECT TO TAXATION WITHIN THE CITY AS OF JANUARY 1, 2014, TO PROVIDE REVENUES FOR THE PAYMENT OF CURRENT EXPENDITURES AND DEBT SERVICE; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, all notices have been given and public hearings held as required by law to adopt a tax rate for 2014;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HEWITT, TEXAS:

SECTION 1. That there be and is hereby levied for the year 2014, on all taxable property, real, personal and mixed, situated within the limits of the City of Hewitt, Texas as of January 1, 2014, and not exempt by the Constitution of the State and valid State laws, a tax of \$0.539677 on each \$100 of assessed valuation of taxable property, and such taxes shall be apportioned and distributed as follows:

- (A) \$0.360046 to provide revenues for maintenance and operations and;
- (B) \$0.179631 for debt service.

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

SECTION 2. That all ad valorem taxes shall become due and payable on October 1, 2014, and all ad valorem taxes for the year shall become delinquent after January 31, 2015.

SECTION 3. That all ordinances of the City of Hewitt in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4. That 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 5. This ordinance shall take effect on October 1, 2014.

PASSED AND APPROVED THIS 25th day of August, 2014.

CITY OF HEWITT, TEXAS

By: _____
Wilbert Wachtendorf, Mayor

ATTEST:

Lydia Lopez, City Secretary



COUNCIL AGENDA ITEM FORM

MEETING DATE: August 25, 2014

AGENDA ITEM #: 13

SUBMITTED BY: Lee Garcia, Finance Director

ITEM DESCRIPTION:

Consideration of and action on ordinance adopting the FY 2014-2015 Proposed Annual Operating and Capital Budget.

STAFF RECOMMENDATION/ITEM SUMMARY:

Attached is the ordinance to authorize the adoption of the City of Hewitt Fiscal Year 2014-2015 Annual Operating and Capital Budget. The proposed budget has been available for public review, the required public notices have been published and the required hearings have been held. The ordinance is effective upon adoption.

After the motion to adopt the budget, the City Secretary will poll the council for the record vote.

ATTACHMENTS:

Ordinance adopting the FY 14-15 Budget

ORDINANCE NO. 2014-08-25-5

AN ORDINANCE OF THE CITY OF HEWITT ADOPTING AND APPROVING A BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2014 AND ENDING SEPTEMBER 30, 2015 AND MAKING APPROPRIATIONS FOR EACH FUND, DEPARTMENT, PROJECT, AND ACCOUNT; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council has heretofore approved the certified tax roll prepared and presented by the McLennan County Appraisal District as required by the Tax Code; and

WHEREAS, the City Manager of the City of Hewitt has submitted to the City Council a proposed budget of the revenues and expenditures of conducting the affairs of the City and providing a complete financial plan for 2014-2015; and

WHEREAS, the City Council has received the City Manager's proposed budget, a copy of which proposed budget and all supporting schedules have been filed with the City Secretary of the City of Hewitt and available for public inspection;

WHEREAS, the City Council has conducted the necessary public hearings as required by law;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HEWITT, TEXAS:

SECTION ONE. That the proposed budget of the City of Hewitt, providing a complete financial plan for the ensuing fiscal year, as submitted to the City Council by the City Manager, and the same is hereby, in all things adopted and approved as the budget of the City for the fiscal year beginning October 1, 2014 and ending September 30, 2015.

SECTION TWO. That all ordinances of the City of Hewitt in conflict with the provisions of this ordinance be, and the same are hereby, repealed.

SECTION THREE. That 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 FOUR. This ordinance shall take effect upon passage.

PASSED AND APPROVED THIS 25th DAY OF AUGUST 2014.

CITY OF HEWITT, TEXAS

ATTEST:

Wilbert Wachtendorf, Mayor

Lydia Lopez, City Secretary