



**CITY OF WHARTON
CONSULTANT SELECTION COMMITTEE AND
FINANCE COMMITTEE MEETING**

**Monday, August 24, 2020
5:30 PM**


CITY HALL

**NOTICE OF
CITY OF WHARTON
CONSULTANT SELECTION COMMITTEE AND FINANCE COMMITTEE MEETING**

Notice is hereby given that a Consultant Selection Committee and Finance Committee Meeting will be held on Monday, August 24, 2020 at 5:30 PM at the Wharton City Hall, 120 East Caney Street, Wharton, Texas, at which time the following subjects will be discussed to-wit:

SEE ATTACHED AGENDA

Dated this 20th day of August 2020.


By: 
Andres Garza, Jr., City Manager

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the Consultant Selection Committee and Finance Committee Meeting is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice on the bulletin board, at City Hall of said City or Town in Wharton, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted on August 20, 2020, at 4:30 p.m. and remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

The Wharton City Hall is wheelchair accessible. Access to the building and special parking is available at the primary entrance. 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, or large print, are requested to contact the City Secretary's Office at (979) 532-4811 Ext. 225 or by FAX (979) 532-0181 at least two (2) days prior to the meeting date. BRAILLE IS NOT AVAILABLE.

Dated this 20th day of August 2020.

CITY OF WHARTON

By: 
Paula Favors
City Secretary



A G E N D A
CITY OF WHARTON
Consultant Selection Committee and Finance Committee Meeting
Monday, August 24, 2020
City Hall - 5:30 PM

Call to Order.

Roll Call.

Public Comments.

Review & Consider:


1. Minutes from the meeting held August 10, 2020.
2. Waste Corporation of America, L.P. (WCA) Rate Modification to the Solid Waste Collection and Disposal Service Franchise Agreement:

 - A. Resolution: A resolution of the Wharton City Council approving Amendment No. 2 to the Franchise Agreement for Solid Waste Collection Services with Waste Corporation of America dated October 1, 2018 and authorizing the Mayor of the City of Wharton to execute said agreement.
 - B. Ordinance: An ordinance repealing and replacing the City of Wharton Code of Ordinances, Chapter 86 Utilities and Services, Article III, Solid Waste Disposal Exhibit A, providing that a violation of the ordinance or any part of the Code as adopted hereby shall constitute a penalty upon conviction of a fine and setting an effective date.
3. Ordinance: An ordinance amending the City of Wharton Code of Ordinances, Chapter 86, Sections 86-15, 86-16, 86-17, 86-18 and 86-21, Utilities and Services, Article I in General; Providing that a violation of the ordinance or any part of the Code as adopted hereby shall constitute a penalty upon conviction of a fine; Providing a savings clause and revoking all ordinances or parts of ordinances in conflict herewith only to the extent same are in conflict herewith otherwise provided herein.
4. Resolution: A resolution of the Wharton City Council adopting a Proposed Property Tax Rate for the City of Wharton October 1, 2020-September 30, 2021 Fiscal Year Budget as required by state law.
5. Community Development Block Grant-Mitigation (CDBG-MIT) Grant Program Administrative Services.

Adjournment.

City of Wharton
120 E. Caney Street
Wharton, TX 77488

CONSULTANT SELECTION COMMITTEE & FINANCE COMMITTEE

Meeting Date:	8/24/2020	Agenda Item:	Minutes from the meeting held August 10, 2020.
Attached are a copy of the draft minutes from the meeting held August 10, 2020.			
City Manager: Andres Garza, Jr.		Date: Thursday, August 20, 2020	
Approval: 			
Mayor: Tim Barker			

MINUTES
OF
CITY OF WHARTON
CONSULTANT SELCTION COMMITTEE AND FINANCE COMMITTEE MEETING
120 EAST CANEY STREET
WHARTON, TEXAS 77488
Monday, August 10, 2020 –5:30 p.m.

City Manager Andres Garza, Jr. declared a meeting of the City Council Consultant Selection Committee and Finance Committee duly open for the transaction of business at 5:36p.m.

Committee Members present were: Mayor Tim Barker and Councilmember Russell Machann.

Committee Member absent was: Councilmember Alice Heard.

City Council Member present was: Councilmember Terry Freese and Councilmember Don Mueller.

Staff members present were: City Manager Andres Garza, Jr., Assistant to the City Manager Brandi Jimenez, Finance Director Joan Andel and Community Development Director Gwyn.

Staff member absent was: None.

Visitors: None.

Public Comments. There were no public comments.

The first item on the agenda was to review and consider minutes from the meeting held July 27, 2020. Councilmember Russell Machann made a motion to approve the minutes as presented. Mayor Tim Barker seconded the motion. All voted in favor.

The second item on the agenda was to review and consider Community Development Block Grant-Mitigation (CDBG-MIT) Grant Program Administrative Services. Community Development Director Gwyn Teves stated to the Committee that the City Council had approved the establishment of a Consultant Selection Committee and had authorized the City Staff to solicit for administrative services for the CDBG-MIT grant programs administered by the GLO on June 22, 2020. She stated that proposals were received at City Hall on August 6, 2020 at 2:30 p.m. She stated that a total of five proposals were received. They were as follows:

1. APSI Construction Management.
2. Tidal Basin.
3. Traylor & Associates.
4. Langford Community Management.
5. GrantWorks, Inc.

The proposals were handed out to the Committee and the Committee was to score the proposals and submit the scores to the City Staff for tabulation. After some discussion, no action was taken.

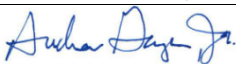
The third item on the agenda was adjournment. Councilmember Russell Machann moved to adjourn. Mayor Tim Barker seconded the motion. All voted in favor.

The meeting adjourned at 6:00 p.m.

Andres Garza, Jr., City Manager

City of Wharton
 120 E. Caney Street
 Wharton, TX 77488

CONSULTANT SELECTION COMMITTEE AND FINANCE COMMITTEE

Meeting Date:	8/24/2020	Agenda Item:	Waste Corporation of America, L.P. (WCA) Rate Modification to the Solid Waste Collection and Disposal Service Franchise Agreement: A. Resolution: A resolution of the Wharton City Council approving Amendment No. 2 to the Franchise Agreement for Solid Waste Collection Services with Waste Corporation of America dated October 1, 2018 and authorizing the Mayor of the City of Wharton to execute said agreement. B. Ordinance: An ordinance repealing and replacing the City of Wharton Code of Ordinances, Chapter 86 Utilities and Services, Article III, Solid Waste Disposal Exhibit A, providing that a violation of the ordinance or any part of the Code as adopted hereby shall constitute a penalty upon conviction of a fine and setting an effective date.
<p>Attached is a copy of the memorandum dated August 17, 2020 from Finance Director Joan Andel providing a copy of the letter dated June 17, 2020 from Mr. Trevor Royal of Waste Corporation of America (WCA) regarding their rate modification regarding to the Solid Waste Collection and Disposal Service Franchise between the City of Wharton and WCA. WCA may request rate modifications in accordance with Section 14.00, Basis and Methods of Payment, Item 14.02 Modification of Rates of the General Specifications of the Franchise Agreement (copy attached). As Mr. Royal states, the rate increase is 2.8% in accordance with the price index mentioned in the City's franchise agreement with WCA.</p> <p>Attached is a draft ordinance that would amend the City Ordinance on solid waste charges.</p>			
City Manager: Andres Garza, Jr.		Date: Thursday, August 20, 2020	
Approval: 			
Mayor: Tim Barker			

Item A



June 17, 2020

VIA CERTIFIED MAIL – RETURN RECEIPT REQUESTED

City of Wharton
120 E. Caney St.
Wharton, TX. 77488

RE: Annual Rate Adjustment Notification

Dear Mr. Garza,

WCA Waste Corporation is proud to be your waste service provider. We are committed to providing you with the most professional and reliable service available. We hope you are pleased with our performance and we urge you to contact us at any time with any questions or concerns that you may have.

A component of our mutual contract allows for an annual rate adjustment on the anniversary date of the contract based on the most recently published CPI-U Series CUSR0000SEHG02. The CPI-U data rating for May 2020 was 494.946 versus 480.865 for May 2019, an increase of 2.8%. Effective **October 1, 2020** the current rate of all trash services will be increased upon approval by city council.

It is WCA's goal to continue to provide you with high quality, trash-hauling services at a competitive rate. Should you have any questions or require additional information, please do not hesitate to contact me.

We appreciate the opportunity to include you as one of our valued customers and consider it our privilege to serve you!

Sincerely,

A handwritten signature in blue ink, appearing to read "T. Royal", is written over a light blue circular stamp or watermark.

Trevor Royal
Municipal Sales Manager

Average Calculation

212.439
213.309
1.004095 -0.4%

Regular Calculation

494.946
480.865
0.971550432 2.8%

Current Year e.g. 2020
Last Year e.g. 2019

CPI for All Urban Consumers (CPI-U)
Original Data Value

Series Id: CUUR0000SEHG02,CUUS0000SEHG02
Not Seasonally Adjusted
Series Title: Garbage and trash collection in U.S. city average, all
Area: U.S. city average
Item: Garbage and trash collection
Base Period: DECEMBER 1983=100
Years: 2010 to 2020

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov
2010	380.036	382.490	383.362	383.615	383.405	383.749	383.832	385.010	385.920	385.909	387.216
2011	389.727	391.854	391.855	392.754	395.477	395.329	395.723	396.605	397.028	397.106	398.910
2012	398.880	400.381	401.692	400.913	401.067	402.793	406.243	406.823	407.594	409.495	410.155
2013	411.126	411.805	412.305	413.675	414.511	414.802	416.505	417.760	418.357	419.687	421.427
2014	422.440	422.483	423.413	425.393	425.242	425.930	426.562	426.771	427.327	427.995	427.808
2015	427.734	429.248	429.235	429.807	431.234	430.813	431.229	432.967	433.843	434.829	436.428
2016	437.205	438.296	437.699	437.676	438.317	437.858	438.607	439.358	439.707	440.311	443.343
2017	446.266	447.699	446.987	447.129	447.272	448.046	448.328	448.717	449.008	452.196	453.820
2018	453.354	454.915	455.230	458.722	462.887	465.041	465.579	470.457	471.026	472.535	486.650
2019	475.687	477.474	478.569	479.449	480.865	480.984	482.138	483.987	484.346	486.133	486.485
2020	491.003	494.429	495.288	494.432	494.946						

Dec	HALF1	HALF2
387.884		
398.720		
410.416		
422.237		
428.187		
436.996		
444.745		
453.596		
485.935	458.358	475.364
486.708	478.838	484.966



City of Wharton
120 E. Caney Street ° Wharton, TX
77488
Phone (979) 532-2491° Fax (979) 532-
0181

MEMORANDUM

To: Mr. Andres Garza, Jr.
City Manager

From: Joan Anandel
Finance Director

Date: August 19, 2020

Re: WCA increase

Attached is a letter dated June 17, 2020, from Trevor Royal, requesting a rate increase of 2.80% for solid waste services by WCA. This will result in an increase to the residential customers of \$0.58 per month while commercial customers will increase \$0.76 per month. I have attached an analysis of garbage rates showing current and proposed rates for residential and commercial services as well as the increase in commercial bins.

This is the amount the City would pay WCA.

Should you have any questions, please contact me.

Thank you.

City of Wharton

Analysis of WCA Rate Increase 2020

	<u>WCA</u>
Residential:	
Current Rate	\$ 20.81
Proposed Rate	\$ 21.39
Percentage Increase per WCA	2.80%
Rate Increase per Customer	
Number of Customers	
Total Increase per Month	

Commercial:	
Current Rate	\$ 27.14
Proposed Rate	\$ 27.90
Percentage Increase per WCA	2.80%
Rate Increase per Customer	
Number of Customers	
Total Increase per Month	

		<u>WCA</u>	<u>WCA</u>	<u>WCA</u>
Commercial Bins:		<u>Current</u>	<u>Proposed</u>	<u>Increase</u>
2 yd bin - 1 time per week	45	\$ 62.44	64.19	\$ 1.75
2 yd bin - 2 times per week	8	\$ 114.90	118.12	\$ 3.22
2 yd bin - 3 times per week	1	\$ 148.67	152.83	\$ 4.16
2 yd bin - 4 times per week	0	\$ 206.83	212.62	\$ 5.79
2 yd bin - 5 times per week	0	\$ 258.54	265.78	\$ 7.24
2 yd bin - extra pickup	0	\$ 68.48	70.40	\$ 1.92
3 yd bin - 1 time per week	32	\$ 93.67	96.29	\$ 2.62
3 yd bin - 2 times per week	13	\$ 171.11	175.90	\$ 4.79
3 yd bin - 3 times per week	9	\$ 229.99	236.43	\$ 6.44
3 yd bin - 4 times per week	1	\$ 310.25	318.94	\$ 8.69

3 yd bin - 5 times per week	4	\$	387.81	398.67	\$	10.86
3 yd bin - extra pick up	0	\$	100.76	103.58	\$	2.82
4 yd bin - 1 time per week	24	\$	118.05	121.36	\$	3.31
4 yd bin - 2 times per week	10	\$	208.93	214.78	\$	5.85
4 yd bin - 3 times per week	3	\$	297.71	306.05	\$	8.34
4 yd bin - 4 times per week	0	\$	413.66	425.24	\$	11.58
4 yd bin - 5 times per week	3	\$	517.07	531.55	\$	14.48
4yd bin - extra pick up	0	\$	127.54	131.11	\$	3.57
6 yd bin - 1 time per week	15	\$	169.46	174.20	\$	4.74
6 yd bin - 2 times per week	7	\$	328.24	337.43	\$	9.19
6 yd bin - 3 times per week	6	\$	459.95	472.83	\$	12.88
6 yd bin - 4 times per week	1	\$	620.51	637.88	\$	17.37
6 yd bin - 5 times per week	7	\$	775.63	797.35	\$	21.72
6 yd bin - extra pick up	0	\$	181.56	186.64	\$	5.08
8 yd bin - 1 time per week	9	\$	211.01	216.92	\$	5.91
8 yd bin - 2 times per week	15	\$	396.93	408.04	\$	11.11
8 yd bin - 3 times per week	11	\$	595.43	612.10	\$	16.67
8 yd bin - 4 times per week	0	\$	827.32	850.48	\$	23.16
8 yd bin - 5 times per week	<u>6</u>	\$	1,034.15	1063.11	\$	28.96
8 yd bin - extra pick up	<u>0</u>	\$	223.59	229.85	\$	6.26

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**CITY OF WHARTON
RESOLUTION NO. 2020-XX**

A RESOLUTION OF THE WHARTON CITY COUNCIL AMENDMENT NO. 2 TO THE FRANCHISE AGREEMENT FOR SOLID WASTE COLLECTION SERVICES WITH WASTE CORPORATION OF AMERICA AND AUTHORIZING THE MAYOR OF THE CITY OF WHARTON TO EXECUTE THE AGREEMENT.

WHEREAS, On August 26, 2019, the Wharton City Council approved Resolution No. 2019-92 approving the franchise agreement between the City of Wharton and Waste Corporation of America to be effective October 1, 2019; and,

WHEREAS, The Wharton City Council wishes to amend Exhibit “A” of the franchise agreement to reflect the increase in rates as set forth in Section 14.02 Modification of Rates of the contract; and,

WHEREAS, WCA and the City of Wharton wishes to be bound by the conditions outlined the agreement; and,

WHEREAS, The Wharton City Council wishes to authorize the Mayor of the City of Wharton to execute all documents related to the agreement; and,

WHEREAS, This resolution is passed in accordance with said contract.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WHARTON, TEXAS as follows:

Section I. That the Wharton City Council hereby approves to amend Exhibit “A” of the franchise contract between the City of Wharton and Waste Corporation of America.

Section II. That the Wharton City Council hereby establishes the rates outlined in the Exhibit “A” of the contract.

Section III. That the effective date of the Exhibit “A” will be the 1st day of October 2020.

Section IV. That the Mayor of the City of Wharton is hereby authorized to execute the contract amendment.

Passed, Approved, and Adopted this 24th day of August 2020.

City of Wharton
Resolution No. 2020-XX
Page 2 of 2

CITY OF WHARTON, TEXAS

By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

STATE OF TEXAS §
COUNTY OF WHARTON §

AMENDMENT NO 2 TO FRANCHISE AGREEMENT

An amendment to the franchise agreement dated October 1, 2018 and further amended on October 1, 2019 by and between the **CITY OF WHARTON, TEXAS**, a municipal corporation, hereinafter referred to as “City,” and **WASTE CORPORATION OF TEXAS**, contractor, hereinafter referred to as “WCT,” **WITNESSETH**, is made this 24th day of August 2020:

This amendment shall remain as written and shall be made a part of the original franchise agreement as follows:

Exhibit “A” shall hereby be amended as per the attached Exhibit “A” and made a part of the original agreement.

Effective Date:

This amendment shall be effective the 1st day of October 2020.

Passed and Approved by the Wharton City Council this the 24th day of August 2020.

CITY OF WHARTON, TEXAS

WASTE CORPORATION OF TEXAS

By: _____

By: _____

**Tim Barker
Mayor**

**Tony Pilkington
Vice President of Sales**

ATTEST:

ATTEST:

By: _____
Paula Favors, City Secretary

By: _____
Company Representative

APPROVED AS TO FORM:

Paul Webb, City Attorney

ACKNOWLEDGMENTS

STATE OF TEXAS §

COUNTY OF HARRIS §

This instrument was acknowledged before me on _____ 2020,
by _____, General Manager of WASTE CORPORATION OF
TEXAS on behalf of said organization.

Notary Public, State of Texas

STATE OF TEXAS §

COUNTY OF WHARTON §

This instrument was acknowledged before me on _____, 2020, by
Tim Barker, Mayor of the City of Wharton, Texas.

Notary Public, State of Texas

GENERAL SPECIFICATIONS

Solid Waste Collection and Disposal, City of Wharton, Texas

14 00 BASIS AND METHODS OF PAYMENT

14 01 Collection and Disposal Rates

(a) For collection services required to be performed pursuant to Sections 3 01 - 3 03 the charges shall not exceed the rates as fixed by the contract documents, as adjusted in accordance with Section 14 02

(b) The refuse collection charges provided by Sections 3 01 – 3 03 shall include all disposal costs at a lawfully licensed landfill.

14 02 Modification to Rates

(a) All proposed modifications to rates under this contract for the second (2nd) and subsequent years of the contract term, or specially petitioned for by contractor pursuant to subsection 14.02 (c) below, shall be effective with the prior approval of the City Council and be in a mutually agreed to written amendment hereto. The City Council is bound to approve rate adjustments for years 2-5 so long as the contractor's proposal follows the formulas contained herein

The fees which may be charged by the contractor for the second (2nd) and subsequent years of the initial five (5) year term hereof shall be adjusted upward or downward to reflect changes in the cost of operations, as reflected by fluctuations in the Consumer Price Index for All Urban Consumers (Garbage and Trash) series ID CUSR0000SEHG02, as published by the U S Department of Labor, Bureau of Labor Statistics. In the event the U S Department of Labor, Bureau of Labor Statistics ceases to publish the CPI, the parties hereto agree to substitute another equally authoritative measure of change in the purchasing power of the U S dollar as may then be available so as to carry out the intent of this provision. During August of the first year of the contract and every twelve months thereafter (the "Rate Modification Date"), the fees shall be increased or decreased for the period beginning October 1 of that year in a percentage amount equal to 100% of the net percentage change of the CPI for All Urban Consumers – Garbage and Trash. The percentage change shall be computed as the difference between the index value for the first full month prior to the commencement of the contract (September 2018) and the most recently published index value for the Rate Modification Date divided by the index value for the first full month prior to the commencement of the contract (September 2018)

(b) Prior to August 15th of each year, contractor shall send to the City a comparative statement setting out the following

- (1) The index value on the first full month prior to the commencement of the Contract (September 2018),
- (2) The most recently published index value for the Rate Modification Date
- (3) The net percentage change,
- (4) The increase or decrease in the fees which may be charged by the contractor. Provided that any increase will not be greater than five (5) percent (%)

(c) In addition to the above, the contractor may petition the City at any time for additional rate and price adjustments on the basis of unusual changes in its cost of operations, such as revised laws, ordinances, or regulations, changes in location of disposal sites or changes in disposal charges, a significant and sudden increase in the number of residential units as set forth in Paragraph 15 of the Instructions to Proposer(s), such as City growth or annexation, and for other significant reasons that are substantiated

(d) Any such rate adjustment pursuant to section 14 02(c) must be pre-approved in writing by City, in its sole discretion, before becoming effective. If the City and contractor cannot agree to a new rate, contractor may, at its option, either (i) continue to perform the services hereunder at the then-existing rate or (ii) elect to terminate this contract with sixty (60) days written notice to City. If the contractor elects to terminate this contract, contractor will continue to provide service at the then-existing rate for 60 days and at the new requested rate after such 60-day period should the City be unable to contract with another company within the 60 day notice period provided above. If continued service is required by contractor beyond the 60-day notice period, there will be no disruption in service and the contractor will continue to provide service at the new rate until the City

gives the contractor thirty (30) days written notice that another company has been contracted and the contractor's service will no longer be needed.

Item B



City of Wharton

120 E. Caney Street ° Wharton, TX
77488

Phone (979) 532-2491 ° Fax (979) 532-
0181

MEMORANDUM

To: Mr. Andres Garza, Jr.
City Manager

From: Joan Andel
Finance Director

Date: August 19, 2020

Re: WCA increase

Attached you will find an amendment to the ordinance implementing the cost to the customer for solid waste and collection services. The overall increase in cost is 6% from the current rates. You will find an analysis of the solid waste rate adjustment. I will explain this to the City Council in detail.

Should you have any questions, please contact me.

Thank you.

City of Wharton
Analysis of Garbage Rate Increase 2020

Customers

Residential:

Current Rate	\$20.81
City Adm fee	3.00
Current total rate	\$23.81
6% increase	\$25.06
Rate Increase per Customer	\$1.25
Number of Customers	2441
Total Increase per Month	\$3,047.83

Commercial:

Current Rate	\$27.14
City Adm fee	3.50
Current total rate	\$30.64
6% increase	\$32.27
Rate Increase per Customer	\$1.63
Number of Customers	207
Total Increase per Month	\$337.08

Commercial Bins:

	Current	Proposed	Total
	Customer Cost	Customer Cost	Increase
2 yd bin - 1 time per week	45		
2 yd bin - 2 times per week	8	65.94	69.74
2 yd bin - 3 times per week	1	118.4	125.40
2 yd bin - 4 times per week	0	152.17	161.22
2 yd bin - 5 times per week	0	210.33	222.92
2 yd bin - extra pickup	0	262.04	277.78
3 yd bin - 1 time per week	32	71.98	76.15
3 yd bin - 2 times per week	13	97.17	102.87
3 yd bin - 3 times per week	9	174.61	185.03
3 yd bin - 4 times per week	1	233.49	247.50
3 yd bin - 5 times per week	4	313.75	332.65
3 yd bin - extra pick up	0	391.31	414.93
4 yd bin - 1 time per week	24	104.26	110.39
4 yd bin - 2 times per week	10	121.55	128.74
4 yd bin - 3 times per week	3	212.43	225.15
4 yd bin - 4 times per week	0	301.21	319.34
4 yd bin - 5 times per week	3	417.16	442.35
4yd bin - extra pick up	0	520.57	552.06
6 yd bin - 1 time per week	15	131.04	138.81
6 yd bin - 2 times per week	7	172.96	183.27
6 yd bin - 3 times per week	6	331.74	351.73
6 yd bin - 4 times per week	1	463.45	491.46
6 yd bin - 5 times per week	7	624.01	661.79
6 yd bin - extra pick up	0	779.13	826.37
8 yd bin - 1 time per week	9	185.06	196.11
8 yd bin - 2 times per week	15	214.51	227.36

8 yd bin - 3 times per week	11	400.43	424.60	24.17
8 yd bin - 4 times per week	0	598.93	635.19	36.26
8 yd bin - 5 times per week	6	830.82	881.20	50.38
8 yd bin - extra pick up	0	1037.65	1100.63	62.98
	230	227.09	240.71	13.62

CITY OF WHARTON
ORDINANCE NO. 201920-24XX

AN ORDINANCE REPEALING AND REPLACING THE CITY OF WHARTON CODE OF ORDINANCES, CHAPTER 86 UTILITIES & SERVICE, ARTICLE III, SOLID WASTE DISPOSAL EXHIBIT A; PROVIDING THAT A VIOLATION OF THE ORDINANCE OR ANY PART OF THE CODE AS ADOPTED HEREBY SHALL CONSTITUTE A PENALTY UPON CONVICTION OF A FINE AND SETTING AN EFFECTIVE DATE.

BE IT ORDAINED by the City Council of the City of Wharton, Texas, that Chapter 86 Utilities & Service, Article III Solid Waste Disposal Exhibit A shall be replaced as follows:

SCHEDULE "A"
Base Rates

Monthly Residential Waste Collection

~~\$23.81~~ \$25.06 per Residential Unit which includes a \$3.00 per month fee.

Monthly Commercial Hand Collection

~~\$30.64~~ \$32.27 per Commercial Unit which includes a \$3.50 per month fee.

Container Service (per month) includes a \$3.50 fee

2 yd 1xwk	\$65.94	<u>\$69.74</u>
2xwk	\$118.40	<u>\$125.40</u>
3xwk	\$152.17	<u>\$161.22</u>
4xwk	\$210.33	<u>\$222.92</u>
5xwk	\$262.04	<u>\$277.78</u>
Additional Pick-up	\$71.98	<u>\$76.15</u>
3yd 1xwk	\$97.17	<u>\$102.87</u>
2xwk	\$174.61	<u>\$185.03</u>
3xwk	\$233.49	<u>\$247.50</u>
4xwk	\$313.75	<u>\$332.65</u>
5xwk	\$391.31	<u>\$414.93</u>
Additional Pick-up	\$104.26	<u>\$110.39</u>
4yd 1xwk	\$121.55	<u>\$128.74</u>
2xwk	\$212.43	<u>\$225.15</u>
3xwk	\$301.21	<u>\$319.34</u>
4xwk	\$417.16	<u>\$442.35</u>
5xwk	\$520.57	<u>\$552.06</u>
Additional Pick-up	\$131.04	<u>\$138.81</u>

City of Wharton
Ordinance No. 2019-24

6yd 1xwk	\$172.96	<u>\$183.27</u>
2xwk	\$331.74	<u>\$351.73</u>
3xwk	\$463.45	<u>\$491.46</u>
4xwk	\$624.04	<u>\$661.79</u>
5xwk	\$779.13	<u>\$826.37</u>
Additional Pick-up	\$185.06	<u>\$196.11</u>
8yd 1xwk	\$214.51	<u>\$227.36</u>
2xwk	\$400.43	<u>\$424.60</u>
3xwk	\$598.93	<u>\$635.19</u>
4xwk	\$830.82	<u>\$881.20</u>
5xwk	\$1,037.65	<u>\$1,110.63</u>
Additional Pick-up	\$227.09	<u>\$240.71</u>

Rates for Roll-offs:

Delivery Fee	\$121.92	<u>\$129.24</u>
Monthly Rental	\$146.30	<u>\$155.08</u>
Pull Price (per pull)	\$155.76	<u>\$165.11</u>
Disposal Fee-Loose (per yard)	\$8.53	<u>\$9.04</u>
Disposal Fee-Compact (per yard)	\$10.61	<u>\$11.25</u>

Rates for Other Services:

Hourly Rate	\$119.38	<u>\$126.54</u>
Disposal per cubic yard	\$8.34	<u>\$8.84</u>

PENALTY

Except as otherwise provided in this chapter, any person found guilty of intentionally, knowingly or recklessly violating any provision of this article and upon conviction thereof in the municipal court shall be fined in accordance with the terms of Section 1-5 of the Code of Ordinances of the City of Wharton, Texas.

SEVERABILITY

If any court of competent jurisdiction rules that any section, subsection, sentence, clause, phrase, or portion of this ordinance is invalid or unconstitutional, any such portion shall be deemed to be a separate, distinct, and independent provision, and any such ruling shall not affect the validity of the remaining portions hereof.

EFFECTIVE DATE

This Ordinance shall become effective at 12:01 a.m. on the 1st day of October 2019 20.

City of Wharton
Ordinance No. 2019-24

PASSED AND APPROVED by the City Council of the City of Wharton, Texas, on the
26~~4~~⁴th day August 20~~19~~²⁰.

CITY OF WHARTON, TEXAS

By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary


APPROVED AS TO FORM:

PAUL WEBB
City Attorney

Published in the Wharton Journal Spectator Saturday, August ~~31~~³¹, 20~~19~~²⁰ and
Saturday, September ~~7~~⁷, 20~~19~~²⁰.

City of Wharton
 120 E. Caney Street
 Wharton, TX 77488

CONSULTANT SELECTION COMMITTEE AND FINANCE COMMITTEE

Meeting Date:	8/24/2020	Agenda Item:	Ordinance: An ordinance amending the City of Wharton Code of Ordinances, Chapter 86, Sections 86-15, 86-16, 86-17, 86-18 and 86-21, Utilities and Services, Article I in General; Providing that a violation of the ordinance or any part of the Code as adopted hereby shall constitute a penalty upon conviction of a fine; Providing a savings clause and revoking all ordinances or parts of ordinances in conflict herewith only to the extent same are in conflict herewith otherwise provided herein.
<p>Attached is a copy of the memorandum dated August 19, 2020 from Finance Director Joan Andel to me regarding the proposed increase in utility rates for customers to be effective October 1, 2020. As discussed in the City Council Budget Workshop on August 11, 2020, the proposed budget includes a 10% increase in water and sewer rates.</p> <p>Also attached is a draft copy of the amended ordinance.</p>			
City Manager: Andres Garza, Jr.		Date: Thursday, August 20, 2020	
Approval: 			
Mayor: Tim Barker			



City of Wharton

120 E. Caney Street ° Wharton, TX
77488

Phone (979) 532-2491° Fax (979) 532-
0181

MEMORANDUM

To: Mr. Andres Garza, Jr.
City Manager

From: Joan Andel

Date: August 19, 2020

Re: Chapter 86 Utilities and Services Ordinance

Attached is a draft copy of the revised City of Wharton Code of Ordinance, Chapter 86 Utilities and Service Sections: 15, 16, 17 and 21 with changes as presented at the budget workshop held on August 11, 2020. The proposed change is a ten (10) percent increase to utility (water/sewer) rates.

Water Tap Fees

Size of Tap	Current:	Proposed (10% increase):
¾ inch T-off	\$259.35	\$285.29
¾ inch	\$518.67	\$570.54
1-inch	\$681.69+ cost of meter	\$749.86+ cost of meter
1 ½ inch	\$1,022.54+cost of meter	\$1,124.79 + cost of meter
2 inch	\$1,363.36 + cost of meter	\$1,499.59+ cost of meter

Sewer Tap Fees

Size of Tap	Current:	Proposed (10% increase):
4 inch	\$518.67	\$570.54
6 inch	\$851.99	\$937.19

Water Rate:

Volume:	Current:	Proposed (10% increase):
First 2,000 gallons	\$23.55	\$25.91

(minimum)		
Next 2,000 gallons	\$4.47 per 1,000	\$4.92 per 1,000
Next 3,000 gallons	\$4.63 per 1,000	\$5.09 per 1,000
Next 4,000 gallons	\$4.81 per 1,000	\$5.29 per 1,000
Next 4,000 gallons	\$5.12 per 1,000	\$5.63 per 1,000
Next 35,000 gallons	\$5.42 per 1,000	\$5.96 per 1,000
Next 50,000 gallons	\$5.62 per 1,000	\$6.18 per 1,000
Next 50,000 gallons	\$6.04 per 1,000	\$6.64 per 1,000
Next 50,000 gallons	\$6.41 per 1,000	\$7.05 per 1,000

Customers requesting temporary Water Services:

Volume:	Current:	Proposed (10% increase):
First 8,000 gallons	\$54.43	\$59.87
After initial 8,000 gallons	\$4.97 per 1,000	\$5.47 per 1,000

Sewer Rate:

Volume:	Current:	Proposed (10% increase):
First 2,000 gallons (minimum)	\$25.30	\$27.83
Next 2,000 gallons	\$3.93 per 1,000	\$4.32 per 1,000
Next 3,000 gallons	\$4.81 per 1,000	\$5.29 per 1,000
Next 4,000 gallons	\$5.34 per 1,000	\$5.87 per 1,000
Next 4,000 gallons	\$5.73 per 1,000	\$6.30 per 1,000
Next 35,000 gallons	\$6.30 per 1,000	\$6.93 per 1,000
Next 50,000 gallons	\$6.74 per 1,000	\$7.41 per 1,000
Next 50,000 gallons	\$7.14 per 1,000	\$7.85 per 1,000
Next 50,000 gallons	\$7.65 per 1,000	\$8.42 per 1,000

Bulk Water Rate:

Volume:	Current:	Proposed (10% increase):
Initial 1,000 gallons	\$90.71	\$99.78
After initial 1,000 gallons	\$36.92	\$39.92

If approved, the rate change will be effective **October 1, 2020**.

Thank you.

**CITY OF WHARTON
ORDINANCE NO. 2019 20-23XX**

AN ORDINANCE AMENDING THE CITY OF WHARTON CODE OF ORDINANCES, CHAPTER 86, SECTIONS 86-15, 86-16, 86-17 AND 86-21, UTILITIES AND SERVICES, ARTICLE I IN GENERAL; PROVIDING THAT A VIOLATION OF THE ORDINANCE OR ANY PART OF THE CODE AS ADOPTED HEREBY SHALL CONSTITUTE A PENALTY UPON CONVICTION OF A FINE; PROVIDING A SAVINGS CLAUSE AND REVOKING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH ONLY TO THE EXTENT SAME ARE IN CONFLICT HEREWITH OTHERWISE PROVIDED HEREIN.

BE IT ORDAINED by the City Council of the City of Wharton, Texas that Chapter 86, Utilities and Services, Article I in General; Sections 86-15, 86-16, 86-17 and 86-21 be amended by the following:

Section I. Amendment

The Code of Ordinances of the City of Wharton, Texas, Chapter 86 Utilities and Services is hereby amended to be enforced by the City of Wharton as follows:

Sec. 86-15. - Water and sewer tap charges, deposits, administrative penalties and other charges.

Water and sewer tap charges, deposits, administrative penalties and other charges shall be as follows:

(1) *Water.* Standard water tap fees for customers inside the city limits and outside the city limits are as follows:

	Size of Tap	Cost of Service
a.	¾-inch T-off	\$259.35 <u>\$285.295</u>
b.	¾-inch	\$518.67 <u>\$570.54</u>
c.	1-inch	\$681.69 <u>\$749.86</u> + cost of meter

d.	1½-inch	\$1,022.54 <u>\$1,124.79</u> + cost of meter
e.	2-inch	\$1,363.36 <u>\$1,499.59</u> + cost of meter

Customers must pay for the cost of the meter for taps one inch and larger. Tap fees for taps larger than two inches shall be determined and based on the cost to install plus cost of water meter.

In addition to the standard water tap fee, customers must also pay the city for any and all additional costs associated with installing a water tap:

1. Customers are responsible for the actual cost for main line extensions, boring under a street or pre-existing utility line, or any other additional costs necessary to install a water tap. All main line extensions will require the extension to be extended the width of the property to the next adjacent property line unless a variance is issued. All main line extensions will require a written agreement between the city and the customer.
2. Residential customers inside the city limits that qualify for a homestead exemption prior to applying for a building permit will receive up to 200 feet of line extension at no charge for the cost of materials and installation. Residential homestead customers in the city limits will be charged for any borings associated with the installation of the first 200 feet of line extension and will be charged for any main line extensions in excess of 200 feet. Residential customers outside the city limits will be charged for the first 200 feet as well as for any boring associated with the first 200 feet and for any main line extensions in excess of 200 feet.
3. Customers will be required to pay the city in advance for any additional costs associated with connecting to the city's main line based on the city's engineer's estimate for projected engineer and construction costs. Once the project is complete, the customer will either be billed or refunded the difference between the estimate and the actual cost.

(2) *Sewer*. Standard sewer tap fees for customers inside the city limits and outside the city limits are as follows:

	Size of Tap	Cost of Service
a.	4-inch	\$518.67 <u>\$570.54</u>
b.	6-inch	\$851.99 <u>\$937.19</u>

In addition to the standard sewer tap fee, customers must also pay the city for any and all additional costs associated with installing a sewer tap:

1. Customers are responsible for the actual cost for main line extensions, boring under a street or pre-existing utility line, or any other additional costs necessary to install a sewer tap. All main line extensions will require the extension to be extended to the width of the property to the next adjacent property line unless a variance is issued. All main line extensions will require a written agreement between the city and the customer.
2. Residential customers inside the city limits that qualify for a homestead exemption prior to applying for a building permit will receive up to 200 feet of line extension at no charge for the cost of materials and installation. Residential homestead customers in the city limits will be charged for any borings associated with the installation of the first 200 feet of line extension and will be charged for any main line extensions in excess of 200 feet. Residential customers outside the city limits will be charged for the first 200 feet as well as for any boring associated with the first 200 feet and for any main line extensions in excess of 200 feet.
3. Customers will be required to pay the city in advance for any additional cost associated with connecting to the city's main line based on the city's engineer's estimate for projected engineer and construction costs. Once the project is complete, the customer will either be billed or refunded the difference between the estimate and the actual cost.

Residential and commercial customers are required to put a sewer clean out at the property line where the city's line ties into the customer's line.

(3) *Deposits.* As a condition of receiving water, sewer and garbage service, the following deposits shall be charged:

a. Deposit amount:

Residential customer.....\$100.00

Residential—Senior citizens.....\$50.00 (60 years or over)

Commercial customer's.....Based on estimated bill \$100.00 minimum

The deposit for all commercial customers including businesses, industrial users, multi-residential units and all others will be based on the estimated water, sewer and garbage charges for one month. If the customer has consumption history, the estimate will be based on a 12-month average. If the customer is a new customer with no consumption history, the estimate will be based on usage of a similar customer and consider the type of garbage service requested. Current deposit amounts will remain for commercial customers until there is a change in ownership or account status.

b. Deposits will not be required for public schools, counties, and other governmental entities.

c. Customers may transfer their deposits from one account to another account if they move from one address to another. The account must have a zero balance or the current balance will be transferred with the deposit and the new service enacted.

d. Customers transferring from one address to another must have paid the maximum deposit or must pay the difference between the deposit paid and the maximum deposit before the deposit can be transferred and the new service enacted.

e. Residential customers' deposits will be refunded by crediting the deposit amount to the customer's account after the customer has completed 24 months with no delinquent payments or no dishonored payments. If the customer has additional active accounts without deposits that have delinquent payments, the deposit will be transferred to one of the other accounts. A new deposit will be required if a customer appears on the cut-off list after the original deposit has been returned.

f. Customers must terminate utility services by providing written authorization signed or emailed by the customer whose name is on the account. In the event that the account is established under more than one name, any one person may authorize the disconnection of service.

g. Customers' deposits will be refunded by crediting the deposit amount to the customer's account when the account is finalized. Any remaining deposit will be mailed to the forwarding address provided by the customer. If the customer has additional active accounts without deposits, the deposit will be transferred to one of the other accounts.

h. Letters of credit are not acceptable in lieu of cash for payment of deposits as required in this section.

i. In the event a current utility service customer requests service at an additional address, the deposit may be waived if the customer has had no more than two delinquent payments on the existing account for the previous 12 months prior to the date of the request. In the event that either the initial account or any additional accounts appear on the cut-off list, an additional deposit will be required for each account.

(4) *Administrative penalty.* If payment is not received on a delinquent account and is placed on the cut-off list and water is due to be or is disconnected, an administrative penalty will be assessed as follows:

Administrative penalty.....\$25.00

(5) *Other charges* include the following:

a. *Late charges.* If payment is not received by the 15th of each month, a penalty will be assessed on the 16th of each month at the rate noted below:

Late charges.....5% of balance due

b. *After hours charge.* An afterhours charge will be assessed for a reconnection due to nonpayment requested by the customer that is not between the hours of 8:00 a.m. and 5:00 p.m. on Monday through Friday. Services requested on holidays will also be charged an after hour charge.

After hours charge.....\$30.00

c. Charges of damages. Charges shall also be made for damages to equipment, such as meters, cutoff valves and locks. These charges shall be based on the actual cost of replacement, including labor, where applicable.

d. Industrial users. Industrial users may be subject to additional charges and fees, relating to permitting and noncompliance issues, as outlined in article II, Industrial Waste Disposal and Pretreatment, sections 86-41 through 86-78.

e. Restaurants, food preparation facilities and other commercial users. Restaurants, food preparation facilities, institutional facilities and other commercial type facilities utilizing grease traps will be subject to a \$100.00 fee for each exceedance of the local oil and grease limit of 100 mg/l. This fee is not a surcharge. The payment of this fee does not authorize the discharge of wastes containing oil and grease in concentrations greater than 100 mg/l. This limit applies only to food grade oils of animal or vegetable origin. The concentration of petroleum-based oil and grease is limited to 15mg/l. The oil and grease exceedance fee will be assessed for each sample result, which indicates an excess oil and grease concentration in sewer discharges from the facility. The city will be responsible for collecting and analyzing all oil and grease samples from grease traps. Oil and grease trap sampling will be conducted on a periodic basis at the city's discretion.

f. Septic tank waste hauled or trucked into wastewater treatment plant as outlined in article II, section86-54 will be billed at the following rate:

Fees for hauling waste, per 1,000 gallons.....\$57.75

Sec. 86-16. - Water service charges.

(a) The monthly charges for water service rendered by the city shall be as follows:

Volume Charges

First 2,000 gallons (minimum).....	\$23.55	<u>\$25.91</u>
Next 2,000 gallons, per 1,000.....	\$4.47	<u>\$4.92</u>
Next 3,000 gallons, per 1,000.....	\$4.63	<u>\$5.09</u>
Next 4,000 gallons, per 1,000.....	\$4.81	<u>\$5.29</u>
Next 4,000 gallons, per 1,000.....	\$5.12	<u>\$5.63</u>
Next 35,000 gallons, per 1,000.....	\$5.42	<u>\$5.96</u>
Next 50,000 gallons, per 1,000.....	\$5.62	<u>\$6.18</u>
Next 50,000 gallons, per 1,000.....	\$6.04	<u>\$6.64</u>
Next 50,000 gallons, per 1,000.....	\$6.41	<u>\$7.05</u>

(b) Customers requesting temporary water services (seven-day increments) can apply for a temporary water rate based on the following:

Volume Charges

First 8,000 gallons for seven days.....	\$54.43	<u>\$59.87</u>
Over 8,000 gallons, per 1,000.....	\$4.97	<u>\$5.47</u>

The temporary water rate is intended as a temporary service for water only and will not be extended for more than 14 consecutive days without a deposit or connection fee being made in accordance with section 86-2, subsections (4) and (5). The base rate must be paid at the time the service is requested. Additional gallons will be billed after the temporary service is disconnected.

Sec. 86-17. - Sewer service charges.

(a) The monthly charges for sanitary sewer services rendered by the city shall be as follows:
Volume Charges

First 2,000 gallons (minimum)....	\$25.30	<u>\$27.83</u>
Next 2,000 gallons, per 1,000.....	\$3.93	<u>\$4.32</u>
Next 3,000 gallons, per 1,000.....	\$4.81	<u>\$5.29</u>
Next 4,000 gallons, per 1,000.....	\$5.34	<u>\$5.87</u>
Next 4,000 gallons, per 1,000.....	\$5.73	<u>\$6.30</u>
Next 35,000 gallons, per 1,000....	\$6.30	<u>\$6.93</u>
Next 50,000 gallons, per 1,000....	\$6.74	<u>\$7.41</u>
Next 50,000 gallons, per 1,000....	\$7.14	<u>\$7.85</u>
Next 50,000 gallons, per 1,000....	\$7.65	<u>\$8.42</u>

(b) Residential customers. Monthly service charges for sewer service are based on the average water consumption for three winter months (December, January and February). The winter averaging is calculated in March and is reflected in the April 1st bill. New residential customers with no historical usage shall be billed for sewer usage based on the average residential customers' usage based on the most current winter averaging.

(c) Regular commercial customers. Monthly service charge for sewer service shall be based on the monthly-metered water usage at the rates set forth above.

Sec. 86-21. - Bulk water rates.

(a) Bulk sales through fire hydrant water meters temporarily installed at locations remote from the Wharton Volunteer Fire Department on Fulton Street will require the following:

- (1) Advance, nonrefundable payment of \$50.00 to the City of Wharton at City Hall for setting the meter connection at the fire hydrant or other appropriate locations as the city may determine; and
 - (2) Payment of bulk sales rate of ~~\$90.74~~ \$99.78 per month for the first 1,000 gallons of water dispensed, or any fraction thereof; ~~\$36.29~~ \$39.92 per month per 1,000 gallons dispensed, or any fraction thereof, beyond the initial 1,000 gallons dispensed; and
 - (3) Advance, refundable fire hydrant meter deposit payment of \$200.00 to the City of Wharton at City Hall.
- (b) Bulk sales through permanently installed water meter dispensation point at the Wharton Volunteer Fire Department on Fulton Street will require the following:
- (1) No requirement for payment of meter setting fee; and
 - (2) Payment of bulk sales rate of ~~\$90.74~~ \$99.78 for the first 1,000 gallons of water dispensed, or any fraction thereof; ~~\$36.29~~ \$39.92 per 1,000 gallons dispensed, or any fraction thereof, beyond the initial 1,000 gallons dispensed; and
 - (3) No requirement for payment of the \$200.00 fire hydrant meter deposit, however each water dispensation transaction authorized under this section must be prepaid to the City of Wharton at City Hall where a one-day dispensation voucher will be issued for presentation to the water plant operator to authorize a one-day dispensation of a not to exceed amount of water in gallons. The one-day dispensation voucher identifying the cumulative number of gallons purchased will allow for scheduled multiple withdrawals of water, but only during the same City of Wharton working day upon which initial dispensation commences.

Bulk sales water service customers must provide a suitable mobile water containment vessel of sound quality for receiving and hauling water for use or consumption at any location within the Wharton water system.

Public or private volunteer fire fighting organizations that procure water only for fire prevention and control purposes and do no resell such water for other purposes, are exempt from this classification, rates and fees schedule. Contractors constructing City of Wharton Public Works projects requiring potable water for dust control and construction operations shall also be exempt from this classification, rates and fees schedule.

Any \$200.00 refundable fire hydrant meter deposit paid to the City of Wharton may be applied by the City of Wharton to the payment of any bulk sales customer unpaid bills, and when so partially consumed through past-due account application, shall be restored by the bulk sales customer to the original \$200.00 amount.

Bulk sales water service dispensation to consumers having only an occasional need for such water service are encouraged to utilize the permanently installed water meter dispensation point at the Wharton Volunteer Fire Department located on Fulton Street.

Use of the Fulton Street permanently installed water meter dispensation point requires advanced payment by check or cash to the City of Wharton at City Hall and at least four hours advanced scheduling of prospective water withdrawals which shall also only occur during the following city working hours Monday—Friday 9:00 a.m.—12:00 p.m. and 1:00 p.m.—4:00 p.m. (Saturday, Sunday and city holidays excluded).

Severability

If any court of competent jurisdiction rules that any section, subsection, sentence, clause, phrase, or portion of this ordinance is invalid or unconstitutional, any such portion shall be deemed a separate, distinct, and independent provision, and any such ruling shall not affect the validity of the remaining portions hereof.

Penalties and Fines

Any person knowingly or recklessly found violating and are convicted of a violation of this ordinance shall be fined in an amount not to exceed \$2,000.00. Each day or fraction of a day during which this ordinance or any part thereof is violated shall be deemed a separate offense and punishable as such.

Effective Date

This ordinance shall be effective on the 1st day of October 201920 at 12:01 a.m.

Passage and Approval

PASSED AND APPROVED by the City Council of the City of Wharton, Texas, this 26th day of August 201920.

CITY OF WHARTON, TEXAS

By: _____
TIM BARKER
Mayor

ATTEST:

Paula Favors
City Secretary


APPROVED AS:

PAUL WEBB
City Attorney

Published in the Wharton Journal Spectator on Saturday, August ~~31~~29, 2019~~20~~ and Saturday, September ~~7~~5, 2019~~20~~.

City of Wharton
 120 E. Caney Street
 Wharton, TX 77488

CONSULTANT SELECTION COMMITTEE AND FINANCE COMMITTEE

Meeting Date:	8/24/2020	Agenda Item:	Resolution: A resolution of the Wharton City Council adopting a Proposed Property Tax Rate for the City of Wharton October 1, 2020-September 30, 2021 Fiscal Year Budget as required by state law.
<p>Attached you will find the 2020 Tax Rate Calculation Worksheet which was prepared listing the applicable tax rates to be used in consideration of setting the tax rate. The State requires the City Council to adopt a proposed rate. The City of Wharton’s proposed budget is based on the Voter-Approval Tax Rate of \$0.043726.</p> <p>Also attached is a copy of the draft resolution.</p> <p>Finance Director Joan Andel will be present to answer any questions.</p>			
City Manager: Andres Garza, Jr.		Date: Thursday, August 20, 2020	
Approval: 			
Mayor: Tim Barker			

2020 Tax Rate Calculation Worksheet

Taxing Units Other Than School Districts or Water Districts

Date: 08/05/2020 02: Item-4.

City of Wharton

979-532-2491

Taxing Unit Name

Phone (area code and number)

120 E Caney, Wharton, TX, 77488

www.cityofwharton.com

Taxing Unit Address, City, State, ZIP Code

Taxing Unit's Website Address

GENERAL INFORMATION: Tax Code Section 26.04(c) requires an officer or employee designated by the governing body to calculate the no-new-revenue (NNR) tax rate and voter-approval tax rate for the taxing unit. These tax rates are expressed in dollars per \$100 of taxable value calculated. The calculation process starts after the chief appraiser delivers to the taxing unit the certified appraisal roll and the estimated values of properties under protest. The designated officer or employee shall certify that the officer or employee has accurately calculated the tax rates and used values shown for the certified appraisal roll or certified estimate. The officer or employee submits the rates to the governing body by Aug. 7 or as soon thereafter as practicable.

School districts do not use this form, but instead use Comptroller For 50-859 *Tax Rate Calculation Worksheet, School District without Chapter 313 Agreements* or Comptroller Form 50-884 *Tax Rate Calculation Worksheet, School District with Chapter 313 Agreements*.

Water districts as defined under Water Code Section 49.001(1) do use this form but instead use Comptroller Form 50-858 *Water District Voter-Approval Tax Rate Worksheet for Low Tax Rate and Developing Districts* or Comptroller Form 50-860 *Developed water District Voter-Approval Tax Rate Worksheet*.

The Comptroller's office provides this worksheet to assist taxing units in determining tax rates. The information provided in this worksheet is offered as technical assistance and not legal advice. Taxing units should consult legal counsel for interpretations of law regarding tax rate preparation and adoption.

STEP 1: No-New-Revenue Tax Rate

The NNR tax rate enables the public to evaluate the relationship between taxes for the prior year and for the current year based on a tax rate that would produce the same amount of taxes (no new taxes) if applied to the same properties that are taxed in both years. When appraisal values increase, the NNR tax rate should decrease.

The NNR tax rate for a county is the sum of the NNR tax rates calculated for each type of tax the county levies.

While uncommon, it is possible for a taxing unit to provide an exemption for only maintenance and operations taxes. In this case, the taxing unit will need to calculate the NNR tax rate separately for the maintenance and operations tax and the debt tax, then add the two components together.

Line	No-New-Revenue Rate Activity	Amount/Rate
1.	2019 total taxable value. Enter the amount of 2019 taxable value on the 2019 tax roll today. Include any adjustments since last year's certification; exclude Tax Code Section 25.25(d) one-fourth and one-third over-appraisal corrections from these adjustments. Exclude any property value subject to an appeal under Chapter 42 as of July 25 (will add undisputed value in Line 6). This total includes the taxable value of homesteads with tax ceilings (will deduct in Line 2) and the captured value for tax increment financing (will deduct taxes in Line 17).[1]	\$516,504,684
2.	2019 tax ceilings. Counties, cities and junior college districts. Enter 2019 total taxable value of homesteads with tax ceilings. These include the homesteads of homeowners age 65 or older or disabled. Other taxing units enter 0. If your taxing unit adopted the tax ceiling provision in 2019 or a prior year for homeowners age 65 or older or disabled, use this step.[2]	\$77,153,035
3.	Preliminary 2019 adjusted taxable value. Subtract Line 2 from Line 1.	\$439,351,649
4.	2019 total adopted tax rate.	\$.445350
5.	2019 taxable value lost because court appeals of ARB decisions reduced 2019 appraised value.	
	A. Original 2019 ARB values:	\$5,404,271
	B. 2019 values resulting from final court decisions:	\$4,234,456
	C. 2019 value loss. Subtract B from A.[3]	

Line	No-New-Revenue Rate Activity	Amount	Item-4.
6.	2019 taxable value subject to an appeal under Chapter 42, as of July 25.		
	A. 2019 ARB certified value:	0	
	B. 2019 disputed value:	0	
	C. 2019 undisputed value Subtract B from A.[4]		0
7.	2019 Chapter 42-related adjusted values. Add Line 5 and 6		1,169,815
8.	2019 taxable value, adjusted for court-ordered reductions. Add Line 3 and Line 7		\$440,521,464
9.	2019 taxable value of property in territory the taxing unit deannexed after Jan. 1, 2019. Enter the 2019 value of property in deannexed territory.[5]		\$0
10.	2019 taxable value lost because property first qualified for an exemption in 2020. If the taxing unit increased an original exemption, use the difference between the original exempted amount and the increased exempted amount. Do not include value lost due to freeport, goods-in-transit, temporary disaster exemptions. Note that lowering the amount or percentage of an existing exemption in 2020 does not create a new exemption or reduce taxable value.		
	A. Absolute exemptions. Use 2019 market value:	\$691,168	
	B. Partial exemptions. 2020 exemption amount or 2020 percentage exemption times 2019 value:	\$359,288	
	C. Value loss. Add A and B.[6]		\$1,050,456
11.	2019 taxable value lost because property first qualified for agricultural appraisal (1-d or 1-d-1), timber appraisal, recreational/scenic appraisal or public access airport special appraisal in 2020. Use only properties that qualified in 2020 for the first time; do not use properties that qualified in 2019.		
	A. 2019 market value:	\$0	
	B. 2020 productivity or special appraised value:	\$0	
	C. Value loss. Subtract B from A.[7]		\$0
12.	Total adjustments for lost value. Add Lines 9, 10C and 11C.		\$1,050,456
13.	Adjusted 2019 taxable value. Subtract Line 12 from Line 8		\$439,471,008
14.	Adjusted 2019 total levy. Multiply Line 4 by Line 13 and divide by \$100.		\$1,957,184
15.	Taxes refunded for years preceding tax year 2019. Enter the amount of taxes refunded by the district for tax years preceding tax year 2019. Types of refunds include court decisions, Tax Code Section 25.25(b) and (c) corrections and Tax Code Section 31.11 payment errors. Do not include refunds for tax year 2019. This line applies only to tax years preceding tax year 2019.[8]		\$1,020
16.	Taxes in tax increment financing (TIF) for tax year 2019 Enter the amount of taxes paid into the tax increment fund for a reinvestment zone as agreed by the taxing unit. If the taxing unit has no 2020 captured appraised value in Line 18D, enter 0.[9]		\$0
17.	Adjusted 2019 levy with refunds and TIF adjustment. Add Lines 14, and 15, subtract Line 16.[10]		\$1,958,204
18.	Total 2020 taxable value on the 2020 certified appraisal roll today. This value includes only certified values or certified estimate of values and includes the total taxable value of homesteads with tax ceilings (will deduct in Line 20). These homesteads include homeowners age 65 or older or disabled.[11]		
	A. Certified values:	\$539,990,604	
	B. Counties: Include railroad rolling stock values certified by the Comptroller's office.	\$0	
	C. Pollution control and energy storage system exemption: Deduct the value of property exempted for the current tax year for the first time as pollution control or energy storage system property	\$0	
	D. Tax increment financing: Deduct the 2020 captured appraised value of property taxable by a taxing unit in a tax increment financing zone for which the	\$0	

Line	No-New-Revenue Rate Activity	Amo	Item-4.
	2020 taxes will be deposited into the tax increment fund. Do not include any new property value that will be included in Line 23 below.[12]		
	E. Total 2020 value Add A and B, then subtract C and D		\$539,990,604
19.	Total value of properties under protest or not included on certified appraisal roll.[13]		
	A. 2020 taxable value of properties under protest The chief appraiser certifies a list of properties still under ARB protest. The list shows the appraisal district's value and the taxpayer's claimed value, if any, or an estimate of the value if the taxpayer wins. For each of the properties under protest, use the lowest of these values. Enter the total value under protest.[14]	\$771,648	
	B. 2020 value of properties not under protest or included on certified appraisal roll. The chief appraiser gives taxing units a list of those taxable properties that the chief appraiser knows about but are not included in the appraisal roll certification. These properties also are not on the list of properties that are still under protest. On this list of properties, the chief appraiser includes the market value, appraised value and exemptions for the preceding year and a reasonable estimate of the market value, appraised value and exemptions for the current year. Use the lower market, appraised or taxable value (as appropriate). Enter the total value of property not on the certified roll.[15]	\$0	
	C. Total value under protest or not certified. Add A and B.		\$771,648
20.	2020 tax ceilings. Counties, cities and junior colleges enter 2020 total taxable value of homesteads with tax ceilings. These include the homesteads of homeowners age 65 or older or disabled. Other taxing units enter 0. If your taxing unit adopted the tax ceiling provision in 2019 or a prior year for homeowners age 65 or older or disabled, use this step.[16]		\$80,665,028
21.	2020 total taxable value. Add Lines 18E and 19C. Subtract Line 20C.[17]		\$460,097,224
22.	Total 2020 taxable value of properties in territory annexed after Jan. 1, 2019. Include both real and personal property. Enter the 2020 value of property in territory annexed.[18]		\$7,446,663
23.	Total 2020 taxable value of new improvements and new personal property located in new improvements. New means the item was not on the appraisal roll in 2019. An improvement is a building, structure, fixture or fence erected on or affixed to land. New additions to existing improvements may be included if the appraised value can be determined. New personal property in a new improvement must have been brought into the taxing unit after Jan. 1, 2019 and be located in a new improvement. New improvements do include property on which a tax abatement agreement has expired for 2020.[19]		\$11,021,435
24.	Total adjustments to the 2020 taxable value. Add Lines 22 and 23.		\$18,468,098
25.	Adjusted 2020 taxable value. Subtract Line 24 from Line 21.		\$441,629,126
26.	2020 NNR tax rate. Divide Line 17 by Line 25 and multiply by \$100.[20]		\$.443400 /\$100
27.	COUNTIES ONLY. Add together the NNR tax rates for each type of tax the county levies. The total is the 2020 county NNR tax rate.[21]		

[1]Tex. Tax Code Section

[2]Tex. Tax Code Section

[3]Tex. Tax Code Section

[4]Tex. Tax Code Section

[5]Tex. Tax Code Section

[6]Tex. Tax Code Section

[7]Tex. Tax Code Section

[8]Tex. Tax Code Section

[9]Tex. Tax Code Section

[10]Tex. Tax Code Section

[11]Tex. Tax Code Section

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[13]Tex. Tax Code Section

[14]Tex. Tax Code Section

[15]Tex. Tax Code Section

[16]Tex. Tax Code Section

[17]Tex. Tax Code Section

[18]Tex. Tax Code Section

[19]Tex. Tax Code Section

[20]Tex. Tax Code Section

[21]Tex. Tax Code Section

STEP 2: Voter-Approval Tax Rate

The voter-approval tax rate is the highest tax rate that a taxing unit may adopt without holding an election to seek voter approval of the rate. The voter-approval tax rate is split into two separate rates:

1. Maintenance and Operations (M&O) Tax Rate: The M&O portion is the tax rate that is needed to raise the same amount of taxes that the taxing unit levied in the prior year plus the applicable percentage allowed by law. This rate accounts for such things as salaries, utilities and day-to-day operations.

2. Debt Rate: The debt rate includes the debt service necessary to pay the taxing unit's debt payments in the coming year. This rate accounts for principal and interest on bonds and other debt secured by property tax revenue.

The voter-approval tax rate for a county is the sum of the voter-approval tax rates calculated for each type of tax the county levies. In most cases the voter-approval tax rate exceeds the no-new-revenue tax rate, but occasionally decreases in a taxing unit's debt service will cause the NNR tax rate to be higher than the voter-approval tax rate.

Line	Voter Approval Tax Rate Activity	Amount/Rate
28.	2019 M&O tax rate. Enter the 2019 M&O tax rate.	\$0.93170
29.	2019 taxable value, adjusted for actual and potential court-ordered adjustments. Enter the amount in Line 8 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	440,521,464
30.	Total 2019 M&O levy. Multiply Line 28 by Line 29 and divide by 100.	410,433
31.	Adjusted 2019 levy for calculating NNR M&O rate.	
	A. 2019 sales tax specifically to reduce property taxes. For cities, counties and hospital districts, enter the amount of additional sales tax collected and spent on M&O expenses in 2019, if any. Other taxing units, enter 0. Counties must exclude any amount that was spent for economic development grants from the amount of sales tax spent.	0
	B. M&O taxes refunded for years preceding tax year 2019. Enter the amount of M&O taxes refunded in the preceding year for taxes before that year. Types of refunds include court decisions, Tax Code Section 25.25(b) and (c) corrections and Tax Code Section 31.11 payment errors. Do not include refunds for tax year 2019. This line applies only to tax years preceding tax year 2019.	244
	C. 2019 taxes in TIF: Enter the amount of taxes paid into the tax increment fund for a reinvestment zone as agreed by the taxing unit. If the taxing unit has no 2020 captured appraised value in Line 18D, enter 0.	0
	D. 2019 transferred function: If discontinuing all of a department, function or activity and transferring it to another taxing unit by written contract, enter the amount spent by the taxing unit discontinuing the function in the 12 months preceding the month of this calculation. If the taxing unit did not operate this function for this 12-month period, use the amount spent in the last full fiscal year in which the taxing unit operated the function. The taxing unit discontinuing the function will subtract this amount in E below. The taxing unit receiving the function will add this amount in E below. Other taxing units enter 0.	0
	E. 2019 M&O levy adjustments: Add A and B, then subtract C. For taxing unit with D, subtract if discontinuing function and add if receiving function	244
	F. Add Line 30 to 31E.	410,677
32.	Adjusted 2020 taxable value. Enter the amount in Line 25 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	441,629,126
33.	2020 NNR M&O rate (unadjusted) Divide Line 31F by Line 32 and multiply by \$100.	0.09299
34.	Rate adjustment for state criminal justice mandate.[23]	
	A. 2020 state criminal justice mandate. Enter the amount spent by a county in the previous 12 months providing for the maintenance and operation cost of keeping inmates in county-paid facilities after they have been sentenced. Do not include any state reimbursement received by the county for the same purpose.	0
	B. 2019 state criminal justice mandate. Enter the amount spent by a county in the 12 months prior to the previous 12 months providing for the maintenance and operation cost of keeping inmates in county-paid facilities after they have been sentenced. Do not include any state reimbursement received by the county for the same purpose. Enter zero if this is the first time the mandate applies	0

Line	Voter Approval Tax Rate Activity	Amount	Item-4.
	C. Subtract B from A and divide by Line 32 and multiply by \$100	0.00000	
	D. Enter the rate calculated in C. If not applicable, enter 0.		0.00000
35.	Rate adjustment for indigent health care expenditures[24]		
	A. 2020 indigent health care expenditures Enter the amount paid by a taxing unit providing for the maintenance and operation cost of providing indigent health care for the period beginning on July 1, 2019 and ending on June 30, 2020, less any state assistance received for the same purpose	0	
	B. 2019 indigent health care expenditures Enter the amount paid by a taxing unit providing for the maintenance and operation cost of providing indigent health care for the period beginning on July 1, 2018 and ending on June 30, 2019, less any state assistance received for the same purpose	0	
	C. Subtract B from A and divide by Line 32 and multiply by \$100	0.00000	
	D. Enter the rate calculated in C. If not applicable, enter 0.		0.00000
36.	Rate adjustment for county indigent defense compensation.[25]		
	A. 2020 indigent defense compensation expenditures. Enter the amount paid by a county to provide appointed counsel for indigent individuals for the period beginning on July 1, 2019 and ending on June 30, 2020, less any state grants received by the county for the same purpose	0	
	B. 2019 indigent defense compensation expenditures. Enter the amount paid by a county to provide appointed counsel for indigent individuals for the period beginning on July 1, 2018 and ending on June 30, 2019, less any state grants received by the county for the same purpose	0	
	C. Subtract B from A and divide by Line 32 and multiply by \$100	0.00000	
	D. Multiply B by 0.05 and divide by Line 32 and multiply by \$100.	0.00000	
	E. Enter the lessor of C and D. If not applicable, enter 0.		0.00000
37.	Rate adjustment for county hospital expenditures.		
	A. 2020 eligible county hospital expenditures Enter the amount paid by the county or municipality to maintain and operate an eligible county hospital for the period beginning on July 1, 2019 and ending on June 30, 2020	0	
	B. 2019 eligible county hospital expenditures Enter the amount paid by the county or municipality to maintain and operate an eligible county hospital for the period beginning on July 1, 2018 and ending on June 30, 2019	0	
	C. Subtract B from A and divide by Line 32 and multiply by \$100	0.00000	
	D. Multiply B by 0.08 and divide by Line 32 and multiply by \$100	0.00000	
	E. Enter the lessor of C and D, if applicable. If not applicable, enter 0.		0.00000
38.	Adjusted 2020 NNR M&O rate. Add Lines 33, 34D, 35D, 36E, and 37E.		0.09299
39.	2020 voter-approval M&O rate. Enter the rate as calculated by the appropriate scenario below. Special Taxing Unit If the taxing unit qualifies as a special taxing unit, multiply Line 38 by 1.08 -or- Other Taxing Unit If the taxing unit does not qualify as a special taxing unit, multiply Line 38 by 1.035. -or- Taxing unit affected by disaster declaration If the taxing unit is located in an area declared as disaster area, the governing body may direct the person calculating the voter-approval rate to calculate in the manner provided for a special taxing unit. The taxing unit shall continue to calculate the voter-approval rate in this manner until the earlier of 1) the second year in which total taxable value on the certified appraisal roll exceeds the total taxable value of the tax year in which the disaster occurred, and 2) the third tax year after the tax year in which the disaster occurred. If the taxing unit qualifies under this scenario, multiply Line 38 by 1.08. [27]		0.09624

Line.	Voter Approval Tax Rate Activity	Amount	Item-4.
40.	Total 2020 debt to be paid with property taxes and additional sales tax revenue. Debt means the interest and principal that will be paid on debts that: (1) are paid by property taxes, (2) are secured by property taxes, (3) are scheduled for payment over a period longer than one year, and (4) are not classified in the taxing unit's budget as M&O expenses.		
	A. Debt also includes contractual payments to other taxing units that have incurred debts on behalf of this taxing unit, if those debts meet the four conditions above. Include only amounts that will be paid from property tax revenue. Do not include appraisal district budget payments. Enter debt amount	1,569,028	
	B. Subtract unencumbered fund amount used to reduce total debt.	0	
	C. Subtract certified amount spent from sales tax to reduce debt(enter zero if none)	0	
	D. Subtract amount paid from other resources	0	
	E. Adjusted debt Subtract B, C and D from A		1,569,028
41.	Certified 2019 excess debt collections Enter the amount certified by the collector.		0
42.	Adjusted 2020 debt Subtract Line 41 from Line 40E		1,569,028
43.	2020 anticipated collection rate.		
	A. Enter the 2020 anticipated collection rate certified by the collector	100.00	
	B. Enter the 2019 actual collection rate	94.00	
	C. Enter the 2018 actual collection rate	102.00	
	D. Enter the 2017 actual collection rate	100.00	
	E. If the anticipated collection rate in A is lower than actual collection rates in B, C and D, enter the lowest collection rate from B, C and D. If the anticipated rate in A is higher than at least one of the rates in the prior three years, enter the rate from A. Note that the rate can be greater than 100%.		100.00
44.	2020 debt adjusted for collections. Divide Line 42 by Line 43E.		1,569,028
45.	2020 total taxable value. Enter the amount on Line 21 of the No-New-Revenue Tax Rate Worksheet.		460,097,224
46.	2020 debt rate Divide Line 44 by Line 45 and multiply by \$100.		0.34102
47.	2020 voter-approval tax rate. Add Line 39 and 46.		0.43726
48.	COUNTIES ONLY. Add together the voter-approval tax rate for each type of tax the county levies. The total is the 2020 county voter-approval tax rate.		
STEP 3 NNR Tax Rate and Voter-Approval Tax Rate Adjustments for Additional Sales Tax to Reduce Property Taxes			

Cities, counties and hospital districts may levy a sales tax specifically to reduce property taxes. Local voters by election must approve imposing or abolishing the additional sales tax. If approved, the taxing unit must reduce its NNR and voter-approval tax rates to offset the expected sales tax revenue.

This section should only be completed by a county, city or hospital district that is required to adjust its NNR tax rate and/or voter-approval tax rate because it adopted the additional sales tax.

Line	Additional Sales and Use Tax Worksheet	Amount/Rate
49.	Taxable sales. For taxing units that adopted the sales tax in November 2019 or May 2020, enter the Comptroller's estimate of taxable sales for the previous four quarters [32]. Estimates of taxable sales may be obtained through the Comptroller's Allocation Historical Summary webpage. Taxing units that adopted the sales tax before November 2019, skip this line.	0
50.	Estimated sales tax revenue. Counties exclude any amount that is or will be spent for economic development grants from the amount of estimated sales tax revenue.[33] Taxing units that adopted the sales tax in November 2019 or in May 2020. Multiply the amount on Line 49 by the sales tax rate (.01, .005 or .0025, as applicable) and multiply the result by .95 [34] -or- Taxing units that adopted the sales tax before November 2019. Enter the sales tax revenue for the previous four quarters. Do not multiply by .95.	0

Line	Additional Sales and Use Tax Worksheet	Amount	Item-4.
51.	2020 total taxable value. Enter the amount from Line 21 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	460,097,224	
52.	Sales tax adjustment rate. Divide Line 50 by Line 51 and multiply by \$100.	0.00000	
53.	2020 NNR tax rate, unadjusted for sales tax[35]. Enter the rate from Line 26 or 27, as applicable, on the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$.443400	
54.	2020 NNR tax rate, adjusted for sales tax. Taxing units that adopted the sales tax in November 2019 or in May 2020. Subtract Line 52 from Line 53. Skip to Line 55 if you adopted the additional sales tax before November 2019.	\$.443400	
55.	2020 voter-approval tax rate, unadjusted for sales tax.[36] Enter the rate from Line 47 or Line 48 as applicable, of the <i>Voter-Approval Tax Rate Worksheet</i>	0.43726	
56.	2020 voter-approval tax rate, adjusted for sales tax. Subtract Line 52 from Line 55.	0.43726	

[37]Tex. Tax Code Section [38]Tex. Tax Code Section

STEP 4: Additional Rollback Protection for Pollution Control

A taxing unit may raise its rate for M&O funds used to pay for a facility, device or method for the control of air, water or land pollution. This includes any land, structure, building, installation, excavation, machinery, equipment or device that is used, constructed, acquired or installed wholly or partly to meet or exceed pollution control requirements. The taxing unit's expenses are those necessary to meet the requirements of a permit issued by the Texas Commission on Environmental Quality (TCEQ). The taxing unit must provide the tax assessor with a copy of the TCEQ letter of determination that states the portion of the cost of the installation for pollution control.

This section should only be completed by a taxing unit that uses M&O Funds to pay for a facility, device or method for the control of air, water or land pollution.

This section should only be completed by a taxing unit that uses M&O funds to pay for a facility, device or method for the control of air, water or land pollution.

Line	Activity	Amount/Rate
57.	Certified expenses from the Texas Commission on Environmental Quality (TCEQ). Enter the amount certified in the determination letter from TCEQ [37]. The taxing unit shall provide its tax assessor-collector with a copy of the letter.[38]	\$0
58.	2020 total taxable value. Enter the amount from Line 21 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$460,097,224
59.	Additional rate for pollution control. Divide Line 57 by Line 58 and multiply by \$100.	0.00000
60.	2020 voter-approval tax rate, adjusted for pollution control. Add Line 59 to one of the following lines (as applicable): Line 47, Line 48 (counties) or Line 56 (taxing units with the additional sales tax).	0.43726

[37]Tex. Tax Code Section

[38]Tex. Tax Code Section

STEP 5: Voter-Approval Tax Rate Adjustment for Unused Increment Rate

Item-4.

The unused increment rate is the rate equal to the difference between the adopted tax rate and voter-approval tax rate before the unused increment rate for the prior three years [39]. In a year where a special taxing unit adopts a rate above the voter-approval tax rate by applying any portion of the unused increment rate, the unused increment rate for that year would be zero.

For each tax year before 2020, the difference between the adopted tax rate and voter-approval rate is considered zero, therefore the unused increment rate for 2020 is zero.[40]

This section should only be completed by a taxing unit that is a municipality of less than 30,000 or a taxing unit that does not meet the definition of a special taxing unit. [41]

Line	Activity	Amount/Rate
61.	2019 unused increment rate. Subtract the 2019 actual tax rate and the 2019 unused increment rate from the 2019 voter-approval tax rate. If the number is less than zero, enter zero. If the year is prior to 2020, enter zero.	0.00000
62.	2018 unused increment rate. Subtract the 2018 actual tax rate and the 2018 unused increment rate from the 2018 voter-approval tax rate. If the number is less than zero, enter zero. If the year is prior to 2020, enter zero.	0.00000
63.	2017 unused increment rate. Subtract the 2017 actual tax rate and the 2017 unused increment rate from the 2017 voter-approval tax rate. If the number is less than zero, enter zero. If the year is prior to 2020, enter zero.	0.00000
64.	2020 unused increment rate. Add Lines 61, 62 and 63.	0.00000
65.	2020 voter-approval tax rate, adjusted for unused increment rate. Add Line 64 to one of the following lines (as applicable): Line 47, Line 48 (counties), Line 56 (taxing units with the additional sales tax) or Line 60 (taxing units with pollution control).	

STEP 6: De Minimis Rate

The de minimis rate is the rate equal to the sum of the no-new-revenue maintenance and operations rate, the rate that will raise \$500,000, and the current debt rate for a taxing unit.[42]

This section should only be completed by a taxing unit that is a municipality of less than 30,000 or a taxing unit that does not meet the definition of a special taxing unit. [43]

Line	Activity	Amount/Rate
66.	Adjusted 2020 NNR M&O tax rate. Enter the rate from Line 38 of the <i>Voter-Approval Tax Rate Worksheet</i>	0.09299
67.	2020 total taxable value. Enter the amount on Line 21 of the <i>No-New-Revenue Tax Rate Worksheet</i>	460,097,224
68.	Rate necessary to impose \$500,000 in taxes. Divide \$500,000 by Line 67 and multiply by \$100.	0.10867
69.	2020 debt rate Enter the rate from Line 46 of the <i>Voter-Approval Tax Rate Worksheet</i>	0.34102
70.	De minimis rate Add Lines 66, 68 and 69.	0.54268

STEP 7: Total Tax Rate

Indicate the applicable total tax rates as calculated above.

No-new-revenue tax rate	0.44340
Voter-Approval Tax Rate	0.43726
De minimis rate	0.54268

STEP 8: Taxing Unit Representative Name and Signature

print here

Printed Name of Taxing Unit Representative

sign here

Taxing Unit Representative

Date

**CITY OF WHARTON
RESOLUTION NO. 2020-XX**

A RESOLUTION OF THE WHARTON CITY COUNCIL ADOPTING A PROPOSED PROPERTY TAX RATE FOR THE CITY OF WHARTON OCTOBER 1, 2020-SEPTEMBER 30, 2021 FISCAL YEAR BUDGET AS REQUIRED BY STATE LAW.

WHEREAS, The State of Texas Property Tax Code requires the City Council to approve a tax rate prior to setting a final tax rate; and,

WHEREAS, The Wharton City Council wishes to adopt a proposed tax rate prior to setting a final rate; and,

WHEREAS, The City Manager of the City of Wharton has submitted to the City Council a proposed budget for the October 1, 2020-September 30, 2021 Fiscal Year.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WHARTON, TEXAS as follows:

Section I. That the Wharton City Council hereby wishes to adopt the proposed tax rate as follows:
1. Voter Approval Tax Rate- \$0.043726.

Section II. That this resolution shall become effective immediately upon its passage.

Passed, Approved, and Adopted this 24th day of August 2020.

CITY OF WHARTON, TEXAS

By: _____


TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

City of Wharton
 120 E. Caney Street
 Wharton, TX 77488

CONSULTANT SELECTION COMMITTEE & FINANCE COMMITTEE

Meeting Date:	8/24/2020	Agenda Item:	Community Development Block Grant-Mitigation (CDBG-MIT) Grant Program Administrative Services.
<p>The City Council approved the establishment of a Consultant Selection Committee and authorized the City Staff to go out for administrative services for the CDBG-MIT grant programs administered by the GLO on June 22, 2020. On August 10, 2020 the proposals were handed out to the Committee to be reviewed.</p> <p>The Committee will score the five proposals from:</p> <ol style="list-style-type: none"> 1. APSI Construction Management. 2. Tidal Basin. 3. Traylor & Associates. 4. Langford Community Management. 5. GrantWorks, Inc. <p>The Committee will formulate a recommendation for City Council consideration.</p>			
City Manager: Andres Garza, Jr.		Date: Thursday, August 20, 2020	
Approval: 			
Mayor: Tim Barker			