

## ORDINANCE NO. 15-028

AN ORDINANCE LEVYING PROPERTY TAXES FOR 2015 TAX YEAR FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF MARLIN, TEXAS FOR FY 2015-2016, AND DESIGNATING SPECIFIC PURPOSES FOR SUCH LEVY, PROVIDING FOR EXEMPTIONS FROM SUCH TAX, DECLARING AN EMERGENCY; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, The City of Marlin, Texas, has adopted the powers of a Home Rule Municipality; and

WHEREAS, Section 302.001 of the *Texas Property Tax Code* reads as follows:

“A home-rule municipality may levy special or general property taxes for lawful purposes”

WHEREAS, it is the desire of this City Council to establish a property tax for the City for calendar (tax) year 2015 to fund its 2015-2016 fiscal year budget;

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

I. That the above recitals are true and correct.

II. That there is hereby levied and there shall be collected tax for calendar (tax) year 2015 for the use and support of the municipal government of the City of Marlin, Texas, upon all property, real, personal, and mixed, within the corporate limits of such city subject to taxation, a tax of \$0.775 on each \$100 valuation of property, said tax being so levied and apportioned to the specific purposes herein set forth:

A. For debt service, a tax rate of \$0.08090 per \$100 valuation.

B. For the maintenance and operation expenditures of the City, to be deposited into the City's general fund and then to be used in accordance with the budget adopted by this City Council for the City's Fiscal Year from October 1, 2015, and ending September 30, 2016, a tax rate of \$0.69410 per \$100 valuation.

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

2. THE (M&O) TAX RATE WILL EFFECTIVELY BE INCREASED BY 1.33% AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$9.12.

III. The taxes levied under this Ordinance shall become due as provided in the *Texas Property Tax Code*, and if not paid on or before January 31, 2016, shall immediately become delinquent.

IV. All taxes shall become a lien upon the property which is assessed hereunder, and the City hereby designates the Falls County Tax Assessor-Collector to assess and collect taxes on behalf of the City and to be hereby authorized and empowered to enforce the collection of such taxes according to the Constitution and laws of the State of Texas and all Ordinances of the City of Marlin, Texas, including this Ordinance, and shall, by virtue of the tax rolls, fix and establish a lien by levying on such property for the payment of such taxes, penalty, and interest. All interest and penalties collected from delinquent taxes shall bear interest from the date of delinquency at the rate prescribed by the *Texas Property Tax Code*.

V. All receipts by the City not specifically appropriated by the Ordinance shall be made to the general fund of the City.

VI. All monies collected under this Ordinance shall be for the specific items named above in Section II, and the same are hereby appropriated and set apart for the specific purposes named above in Section II.

VII. It is officially found and determined that the meeting at which this Ordinance was passed is open to the public as required by law, and that notice of the time, place, and subject of such meeting has been given as required by law.

VIII. The Council finds that an emergency exists that necessitates that this Ordinance become effective no later than October 1, 2015 without the necessity of further action in the event of any inability to hold a second meeting. The City's fiscal requirements and ability to fiscally operate create the necessity of the adoption of a tax rate for the coming fiscal year. Two public hearings on this tax rate have already been held.

**Passed, Approved and Adopted on this the 21st day of September, 2015.**



*Elizabeth Nelson*  
Elizabeth Nelson, Mayor

*Sandra Herring*  
Sandra Herring, City Secretary

## 2015 Effective Tax Rate Worksheet City of Marlin

Date: 08/20/2015 03:08 PM

<b>1. 2014 total taxable value.</b> Enter the amount of 2014 taxable value on the 2014 tax roll today. Include any adjustments since last year's certification; exclude Tax Code Section 25.25(d) one-third over-appraisal corrections from these adjustments. 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 14). <sup>1</sup>	\$120,837,825
<b>2. 2014 tax ceilings.</b> Counties, cities and junior college districts. Enter 2014 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 units adopted the tax ceiling provision in 2014 or a prior year for homeowners age 65 or older or disabled, use this step. <sup>2</sup>	\$0
<b>3. Preliminary 2014 adjusted taxable value.</b> Subtract Line 2 from Line 1.	\$120,837,825
<b>4. 2014 total adopted tax rate.</b>	\$0.77500/\$100
<b>5. 2014 taxable value lost because court appeals of ARB decisions reduced 2014 appraised value.</b> <b>A. Original 2014 ARB Values.</b>	\$0
<b>B. 2014 values resulting from final court decisions.</b>	\$0
<b>C. 2014 value loss.</b> Subtract B from A. <sup>3</sup>	\$0
<b>6. 2014 taxable value, adjusted for court-ordered reductions.</b> Add Line 3 and Line 5C.	\$120,837,825
<b>7. 2014 taxable value of property in territory the taxing unit deannexed after Jan. 1, 2014.</b> Enter the 2014 value of property in deannexed territory. <sup>4</sup>	\$0
<b>8. 2014 taxable value lost because property first qualified for an exemption in 2015.</b> Note that lowering the amount or percentage of an existing exemption does not create a new exemption or reduce taxable value. 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 to freeport or goods-in-transit exemptions.	
<b>A. Absolute exemptions.</b> Use 2014 market value:	\$157,802
<b>B. Partial exemptions.</b> 2015 exemption amount or 2015 percentage exemption times 2014 value:	\$266,090
<b>C. Value loss.</b> Add A and B. <sup>5</sup>	\$423,892
<b>9. 2014 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 2015.</b> Use only properties that qualified in 2015 for the first time; do not use properties that qualified in 2014.	
<b>A. 2014 market value:</b>	\$0
<b>B. 2015 productivity or special appraised value:</b>	\$0

C. <b>Value loss.</b> Subtract B from A. <sup>6</sup>	\$0
<b>10. Total adjustments for lost value.</b> Add lines 7, 8C and 9C.	\$423,892
<b>11. 2014 adjusted taxable value.</b> Subtract Line 10 from Line 6.	\$120,413,933
<b>12. Adjusted 2014 taxes.</b> Multiply Line 4 by Line 11 and divide by \$100.	\$933,207
<b>13. Taxes refunded for years preceding tax year 2014.</b> Enter the amount of taxes refunded by the taxing unit for tax years preceding tax year 2014. 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 2014. This line applies only to tax years preceding tax year 2014. <sup>7</sup>	\$942
<b>14. Taxes in tax increment financing (TIF) for tax year 2014.</b> 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 2015 captured appraised value in Line 16D, enter 0. <sup>8</sup>	\$0
<b>15. Adjusted 2014 taxes with refunds and TIF adjustment.</b> Add Lines 12 and 13, subtract Line 14. <sup>9</sup>	\$934,149
<b>16. Total 2015 taxable value on the 2015 certified appraisal roll today.</b> This value includes only certified values and includes the total taxable value of homesteads with tax ceilings (will deduct in Line 18). These homesteads include homeowners age 65 or older or disabled. <sup>10</sup>	
A. <b>Certified values:</b>	\$131,830,082
B. <b>Counties:</b> Include railroad rolling stock values certified by the Comptroller's office:	\$0
C. <b>Pollution control exemption:</b> Deduct the value of property exempted for the current tax year for the first time as pollution control property:	\$0
D. <b>Tax increment financing:</b> Deduct the 2015 captured appraised value of property taxable by a taxing unit in a tax increment financing zone for which the 2015 taxes will be deposited into the tax increment fund. Do not include any new property value that will be included in Line 21 below. <sup>11</sup>	\$0
E. <b>Total 2015 value.</b> Add A and B, then subtract C and D.	\$131,830,082
<b>17. Total value of properties under protest or not included on certified appraisal roll.<sup>12</sup></b>	
A. <b>2015 taxable value of properties under protest.</b> 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. <sup>13</sup>	\$0
B. <b>2015 value of properties not under protest or included on certified appraisal roll.</b> 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. <sup>14</sup>	\$0

<b>C. Total value under protest or not certified:</b> Add A and B.	\$0
<b>18. 2015 tax ceilings.</b> Counties, cities and junior colleges enter 2015 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 units adopted the tax ceiling provision in 2014 or a prior year for homeowners age 65 or older or disabled, use this step. <sup>15</sup>	\$0
<b>19. 2015 total taxable value.</b> Add Lines 16E and 17C. Subtract Line 18.	\$131,830,082
<b>20. Total 2015 taxable value of properties in territory annexed after Jan. 1, 2014.</b> Include both real and personal property. Enter the 2015 value of property in territory annexed. <sup>16</sup>	\$0
<b>21. Total 2015 taxable value of new improvements and new personal property located in new improvements.</b> New means the item was not on the appraisal roll in 2014. 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, 2014, and be located in a new improvement. New improvements do include property on which a tax abatement agreement has expired for 2015. <sup>17</sup>	\$468,130
<b>22. Total adjustments to the 2015 taxable value.</b> Add Lines 20 and 21.	\$468,130
<b>23. 2015 adjusted taxable value.</b> Subtract Line 22 from Line 19.	\$131,361,952
<b>24. 2015 effective tax rate.</b> Divide Line 15 by Line 23 and multiply by \$100. <sup>18</sup>	\$0.71112/\$100
<b>25. COUNTIES ONLY.</b> Add together the effective tax rates for each type of tax the county levies. The total is the 2015 county effective tax rate. <sup>19</sup>	

A county, city or hospital district that adopted the additional sales tax in November 2014 or in May 2015 must adjust its effective tax rate. The Additional Sales Tax Rate Worksheet sets out this adjustment. Do not forget to complete the Additional Sales Tax Rate Worksheet if the taxing unit adopted the additional sales tax on these dates.

<sup>1</sup>Tex. Tax Code Section 26.012(14)

<sup>2</sup>Tex. Tax Code Section 26.012(14)

<sup>3</sup>Tex. Tax Code Section 26.012(13)

<sup>4</sup>Tex. Tax Code Section 26.012(15)

<sup>5</sup>Tex. Tax Code Section 26.012(15)

<sup>6</sup>Tex. Tax Code Section 26.012(15)

<sup>7</sup>Tex. Tax Code Section 26.012(13)

<sup>8</sup>Tex. Tax Code Section 26.03(c)

<sup>9</sup>Tex. Tax Code Section 26.012(13)

<sup>10</sup>Tex. Tax Code Section 26.012(15)

<sup>11</sup>Tex. Tax Code Section 26.03(c)

<sup>12</sup>Tex. Tax Code Section 26.01(c)

<sup>13</sup>Tex. Tax Code Section 26.04 and 26.041

<sup>14</sup>Tex. Tax Code Section 26.04 and 26.041

<sup>15</sup>Tex. Tax Code Section 26.012(6)

<sup>16</sup>Tex. Tax Code Section 26.012(17)

<sup>17</sup>Tex. Tax Code Section 26.012(17)

<sup>18</sup>Tex. Tax Code Section 26.04(c)

<sup>19</sup>Tex. Tax Code Section 26.04(d)

## 2015 Rollback Tax Rate Worksheet City of Marlin

Date: 08/20/2015

<b>26. 2014 maintenance and operations (M&amp;O) tax rate.</b>	\$0.68498/\$100
<b>27. 2014 adjusted taxable value.</b> Enter the amount from Line 11.	\$120,413,933
<b>28. 2014 M&amp;O taxes.</b>	
A. Multiply Line 26 by Line 27 and divide by \$100.	\$824,811
B. <b>Cities, counties and hospital districts with additional sales tax:</b> Amount of additional sales tax collected and spent on M&O expenses in 2014. Enter amount from full year's sales tax revenue spent for M&O in 2014 fiscal year, if any. Other taxing units enter 0. Counties exclude any amount that was spent for economic development grants from the amount of sales tax spent.	\$691,380
C. <b>Counties:</b> Enter the amount for the state criminal justice mandate. If second or later year, the amount is for increased cost above last year's amount. Other taxing units enter 0.	\$0
D. <b>Transferring function:</b> 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 H below. The taxing unit receiving the function will add this amount in H below. Other taxing units enter 0.	\$0
E. <b>Taxes refunded for years preceding tax year 2014:</b> 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 2014. This line applies only to tax years preceding tax year 2014.	\$664
F. <b>Enhanced indigent health care expenditures:</b> Enter the increased amount for the current year's enhanced indigent health care expenditures above the preceding tax year's enhanced indigent health care expenditures, less any state assistance.	\$0
G. <b>Taxes in TIF:</b> 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 2015 captured appraised value in Line 16D, enter 0.	\$0
H. <b>Adjusted M&amp;O Taxes.</b> Add A, B, C, E and F. For unit with D, subtract if discontinuing function and add if receiving function. Subtract G.	\$1,516,855
<b>29. 2015 adjusted taxable value.</b> Enter Line 23 from the Effective Tax Rate Worksheet.	\$131,361,952
<b>30. 2015 effective maintenance and operations rate.</b> Divide Line 28H by Line 29 and multiply by \$100.	\$1.15471/\$100
<b>31. 2015 rollback maintenance and operation rate.</b> Multiply Line 30 by 1.08.	\$1.24708/\$100

<p><b>32. Total 2015 debt to be paid with property taxes and additional sales tax revenue.</b>  "Debt" means the interest and principal that will be paid on debts that:</p> <ul style="list-style-type: none"> <li>(1) are paid by property taxes,</li> <li>(2) are secured by property taxes,</li> <li>(3) are scheduled for payment over a period longer than one year and</li> <li>(4) are not classified in the taxing unit's budget as M&amp;O expenses.</li> </ul> <p>A. <b>Debt</b> 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. List the debt in Schedule B: Debt Service.</p> <p>B. Subtract <b>unencumbered fund amount</b> used to reduce total debt.</p> <p>C. Subtract <b>amount paid</b> from other resources.</p> <p>D. <b>Adjusted debt.</b> Subtract B and C from A.</p>	<p>\$106,663</p> <p>\$0</p> <p>\$0</p> <p>\$106,663</p>
<b>33. Certified 2014 excess debt collections.</b> Enter the amount certified by the collector.	\$0
<b>34. Adjusted 2015 debt.</b> Subtract Line 33 from Line 32D.	\$106,663
<b>35. Certified 2015 anticipated collection rate.</b> Enter the rate certified by the collector. If the rate is 100 percent or greater, enter 100 percent.	100.00%
<b>36. 2015 debt adjusted for collections.</b> Divide Line 34 by Line 35	\$106,663
<b>37. 2015 total taxable value.</b> Enter the amount on Line 19.	\$131,830,082
<b>38. 2015 debt tax rate.</b> Divide Line 36 by Line 37 and multiply by \$100.	\$0.08090/\$100
<b>39. 2015 rollback tax rate.</b> Add Lines 31 and 38.	\$1.32798/\$100
<b>40. COUNTIES ONLY.</b> Add together the rollback tax rates for each type of tax the county levies. The total is the 2015 county rollback tax rate.	

A taxing unit that adopted the additional sales tax must complete the lines for the Additional Sales Tax Rate. A taxing unit seeking additional rollback protection for pollution control expenses completes the Additional Rollback Protection for Pollution Control.

## 2015 Additional Sales Tax Rate Worksheet City of Marlin

Date: 08/20/2015

<p><b>41. Taxable Sales.</b> For taxing units that adopted the sales tax in November 2014 or May 2015, enter the Comptroller's estimate of taxable sales for the previous four quarters.<sup>1</sup> Taxing units that adopted the sales tax before November 2014, skip this line.</p>	\$0
<p><b>42. Estimated sales tax revenue.</b> Counties exclude any amount that is or will be spent for economic development grants from the amount of estimated sales tax revenue.<sup>2</sup>  <b>Taxing units that adopted the sales tax in November 2014 or in May 2015.</b> Multiply the amount on Line 41 by the sales tax rate (.01, .005 or .0025, as applicable) and multiply the result by .95.<sup>3</sup>   <b>- or -</b>  <b>Taxing units that adopted the sales tax before November 2014.</b> Enter the sales tax revenue for the previous four quarters. Do not multiply by .95.</p>	\$706,344
<p><b>43. 2015 total taxable value.</b> Enter the amount from Line 37 of the Rollback Tax Rate Worksheet.</p>	\$131,830,082
<p><b>44. Sales tax adjustment rate.</b> Divide Line 42 by Line 43 and multiply by \$100.</p>	\$0.53580/\$100
<p><b>45. 2015 effective tax rate, unadjusted for sales tax.</b> Enter the rate from Line 24 or 25, as applicable, on the Effective Tax Rate Worksheet.</p>	\$0.71112/\$100
<p><b>46. 2015 effective tax rate, adjusted for sales tax.</b><sup>4</sup>  <b>Taxing units that adopted the sales tax in November 2014 or in May 2015.</b> Subtract Line 44 from Line 45. Skip to Line 47 if you adopted the additional sales tax before November 2014.</p>	\$0.71112/\$100
<p><b>47. 2015 rollback tax rate, unadjusted for sales tax.</b><sup>5</sup> Enter the rate from Line 39 or 40, as applicable, of the Rollback Tax Rate Worksheet.</p>	\$1.32798/\$100
<p><b>48. 2015 rollback tax rate, adjusted for sales tax.</b> Subtract Line 44 from Line 47.</p>	\$0.79218/\$100

<sup>1</sup>Tex. Tax Code Section 26.041(d)

<sup>2</sup>Tex. Tax Code Section 26.041(i)

<sup>3</sup>Tex. Tax Code Section 26.041(d)

<sup>4</sup>Tex. Tax Code Section 26.04(c)

<sup>5</sup>Tex. Tax Code Section 26.04(c)