



**NOTICE OF MEETING
OF THE
CITY COUNCIL OF BUDA, TEXAS
6:30 P.M. – Tuesday, August 11, 2015
Council Chambers, 121 Main Street
Buda, TX 78610**

This notice is posted pursuant to the Texas Open Meetings Act. Notice is hereby given that a **Special City Council Meeting** of the City of Buda, Texas, will be held at which time the following subjects will be discussed and may be acted upon.

A. CALL TO ORDER

B. ROLL CALL

C. SPECIAL AGENDA

- C.1 Consideration of adopting a Resolution of the City of Buda, Texas ordering a special election to be held in the City of Buda, Texas, on Tuesday, November 3, 2015 for the purposes of submitting to popular vote and election for adoption or rejection a proposed measure allowing the holder of a mixed beverage late hours permit or retail dealer's on-premise late hours license to serve and sell alcohol between midnight and 2:00 a.m. on any day authorized by state law within the corporate limits of the City of Buda, Texas; and establishing an early voting location and polling place for this election; and making provisions for the conduct of the election**

City Secretary Alicia Ramirez

- C.2 Revenue, Expense, and Cash Balance update on the FY 2015-2016 Proposed Budget**

Finance Manager Sidonna Foust

- C.3 Discussion and possible action regarding funding for Human Service Grants for the FY 2015-2016 Budget Year**

Finance Manager Sidonna Foust

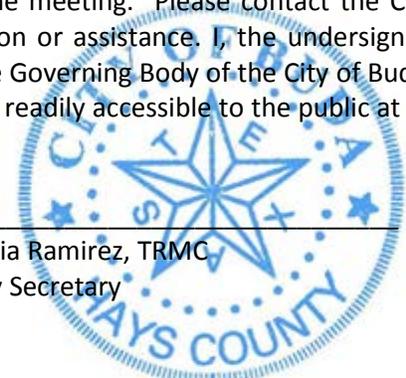
- C.4 Discussion and possible action regarding the proposed FY 2015-2016 tax rate**

Finance Manager Sidonna Foust

D. ADJOURNMENT

Requests for accommodations must be made 48 hours prior to the meeting. Please contact the City Secretary at (512) 312-0084, or FAX (512) 312-1889 for information or assistance. I, the undersigned authority, do hereby certify that the above Notice of Meeting of the Governing Body of the City of Buda, was posted on the bulletin board in front of Buda City Hall, which is readily accessible to the public at all times, by 6:00 pm on August 7, 2015.

/s/ _____
Alicia Ramirez, TRMC
City Secretary



Council Chambers are set up to publicly broadcast meetings. You may be audio and video recorded while in this facility.

In accordance with Article III, Section 3.10, of the Official Code of the City of Buda, the minutes of this meeting consist of the preceding Minute Record and the Supplemental Minute Record. Details on Council meetings may be obtained from the City Secretary's Office, or video of the entire meeting may be downloaded from the website. (Portions of the Supplemental Minute Record video tape recording may be distorted due to equipment malfunction or other uncontrollable factors.)

The City Council may retire to executive session any time between the meeting's opening and adjournment for the purpose of consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code; discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code; deliberation regarding real property pursuant to Chapter 551.072 of the Texas Government Code; deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code; and/or deliberation regarding the deployment, or specific occasions for implementation of security personnel or devices pursuant to Chapter 551.076 of the Texas Government Code. Action, if any, will be taken in open session.

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

Attendance by Other Elected or Appointed Officials: It is anticipated that members of other governmental bodies, and/or city boards, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the body, board, commission and/or committee. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a possible meeting of the other body, board, commission and/or committee, whose members may be in attendance, if such numbers constitute a quorum. The members of the boards, commissions and/or committees may be permitted to participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action is specifically provided for on an agenda for that body, board, commission or committee subject to the Texas Open Meetings Act.



City Council Agenda Item Report

August 11, 2015

Agenda Item No.

Contact – Alicia Ramirez, City Secretary, 512-312-0084

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUDA, TEXAS ORDERING A SPECIAL ELECTION TO BE HELD IN THE CITY OF BUDA, TEXAS, ON TUESDAY, NOVEMBER 3, 2015 PURPOSES OF EXTENDING THE HOURS OF ALCOHOL SERVICE TO 2:00 A.M. AND ESTABLISHING AN EARLY VOTING LOCATION AND POLLING PLACE FOR THIS ELECTION; AND MAKING PROVISIONS FOR THE CONDUCT OF THE ELECTION

1. BACKGROUND/HISTORY

The Resolution ordering the Special Election is a routine action required by the Election Code 3.005(a) to set the date of the special election and place for early voting.

The last possible date to order this election is Monday, August 24, 2015, which is also the last day to file for candidacy.

2. FINDINGS/CURRENT ACTIVITY

At the August 4, 2015 City Council meeting, the Council requested staff to order a Special Election to place a proposition for the purposes of extending the hours of alcohol service to 2:00 a.m. on November 3, 2015 in conjunction with the General Election.

The city contracts with Hays County to conduct the election. The Commissioner's Court votes on the early voting schedule and polling locations. In November elections, the city uses county precincts and polling places.

3. FINANCIAL IMPACT

The total cost for the 2014 election was \$4,492.00. We have budgeted the same, including a possible runoff election, for the 2015 election.

4. ACTION OPTIONS/RECOMMENDATION

Staff request consideration by Council to adopt the resolution calling for the Special Election.

RESOLUTION NO. 2015-R-14

A RESOLUTION OF THE CITY OF BUDA, TEXAS ORDERING A SPECIAL ELECTION TO BE HELD IN THE CITY OF BUDA, TEXAS, ON TUESDAY, NOVEMBER 3, 2015 FOR THE PURPOSES OF SUBMITTING TO POPULAR VOTE AND ELECTION FOR ADOPTION OR REJECTION A PROPOSED MEASURE ALLOWING THE HOLDER OF A MIXED BEVERAGE LATE HOURS PERMIT OR RETAIL DEALER'S ON-PREMISE LATE HOURS LICENSE TO SERVE AND SELL ALCOHOL BETWEEN MIDNIGHT AND 2:00 A.M. ON ANY DAY AUTHORIZED BY STATE LAW WITHIN THE CORPORATE LIMITS OF THE CITY OF BUDA, TEXAS; AND ESTABLISHING AN EARLY VOTING LOCATION AND POLLING PLACE FOR THIS ELECTION; AND MAKING PROVISIONS FOR THE CONDUCT OF THE ELECTION

WHEREAS, the City of Buda ("hereinafter "City"), has found a necessity under the Charter of the City of Buda, Texas and the laws of the State of Texas to hold a special election on a proposition to extend the hours of alcohol service to 2:00 a.m.; and

WHEREAS, the Texas Election Code places a legal duty upon the City to call the election by order; and

WHEREAS, the City's Charter requires a special election to be called and the City has chosen to call the special election by resolution; and

WHEREAS, the City Council of the City finds that approving a special election in this instance is in the best interest of the public and the City and hereby authorizes the execution, delivery, approval or acceptance, as applicable, of the documents referenced herein; and

WHEREAS, the City will hold a special election on November 3, 2015 for the purposes of extending the hours of alcohol service to 2:00 a.m., to be decided by a majority of those votes cast;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BUDA, TEXAS THAT:

Section 1. RECITALS.

The recitals set forth in the preamble hereof is incorporated herein and shall have the same force and effect as if set forth in this Section. Capitalized terms used herein shall have the meaning assigned in the preamble hereof, unless otherwise defined.

Section 2. CALLING OF A SPECIAL MUNICIPAL ELECTION.

A special election will be held on the 3rd day of November, 2015, in the City of Buda, Texas:

"A PROPOSITION FOR OR AGAINST ALLOWING THE HOLDER OF A MIXED BEVERAGE LATE HOURS PERMIT OR HOLDER OF A RETAIL DEALER'S ON-PREMISE LATE HOURS LICENSE TO SERVE AND SELL ALCOHOL BETWEEN MIDNIGHT AND 2:00 A.M. ON ANY DAY AUTHORIZED BY STATE LAW WITHIN THE CORPORATE LIMITS OF THE CITY OF BUDA, TEXAS"

Section 3. JOINT ELECTION, ELECTION DATE, POLLING PLACES, AND ELECTION JUDGES.

Joint Election. The City is located in Hays County and therefore the Hays County Elections Administrator is conducting the election pursuant to an election agreement (the "Election Agreement") between the City and Hays County as authorized under Section 31.092 of the Texas Election Code. The election shall be held as a joint election pursuant to Chapter 271 of

the Texas Election Code and a joint election agreement to be entered into between the City and the other participating entities located in Hays County, which are holding an election on November 3, 2015.

Election Date. An election shall be held in the City as prescribed by applicable law between the hours of 7:00 A.M. and 7:00 P.M. on November 3, 2015.

Precincts and Polling Places. The City election precincts and polling places within the City designated for holding the election shall be determined by Hays County and conducted at the polling places used for the Hays County General Election, which will be attached hereto as Exhibit "A" to this Ordinance, and such exhibit is incorporated herein by reference for all purposes. Exhibit "A" may be revised as necessary to conform to the final polling locations as instructed by Hays County. Hays County's election equipment shall be used to conduct the election.

Election Judges. The election judges shall be appointed in accordance with the Election Agreement and the Texas Election Code, as amended.

The Hays County Elections Administrator is conducting such election for the City pursuant to the terms of the Election Agreement. The City Council hereby appoints, for the term of such election, the presiding election judge(s) and alternate election judge(s) as being those designated by the Hays County Elections Administrator.

Section 2. ELECTION CLERK.

Unless otherwise directed by the County, the Presiding Judge shall appoint not less than two nor more than five resident qualified electors of the City to act as clerks to properly conduct the election. However, if the Presiding Judge appointed actually serves, the Alternate Presiding Judge shall serve as one of the clerks. The appointment of such clerks must include a person fluent in the Spanish language to serve as a clerk to render oral aid in the Spanish language to any voter desiring such aid at the polls on Election Day. In the absence of the Presiding Judge, the Alternate Presiding Judge shall perform the duties of the Presiding Judge.

Section 3. EARLY VOTING.

Dates, Times, and Places for Early Voting. Early voting in the election by personal appearance shall be conducted at the dates, times, and polling places as provided for in the Hays County General Election, which will be attached hereto as Exhibit "B" to this Ordinance, and such exhibit is incorporated herein by reference for all purposes. Exhibit "B" may be revised as necessary to conform to the final early voting polling locations as instructed by Hays County.

Early Voting Clerk. The City Council hereby appoints the Hays County Elections Administrator as the City of Buda Election Officer and Early Voting Clerk. The Early Voting Clerk's mailing address to which applications for ballots by mail may be sent is as follows:

Joyce A. Cowan
Hays County Elections Administrator
712 South Stagecoach Trail, Suite 1045
San Marcos, Texas 78666

Applications for ballots by mail for must be received by 5:00 p.m. on October 23, 2015 in accordance with law.

Section 4. EARLY VOTING BALLOT BOARDS.

The early voting ballot board is hereby created to process early voting results, and the Presiding Judge of the board will be appointed by the Hays County Elections Administrator. The Presiding Judge shall appoint not less than two nor more than eighteen resident qualified electors to serve as members of the Early Voting Ballot Board.

Section 5. VOTERS.

All resident, qualified electors of the City of Buda, Texas, shall be entitled to vote at the election.

Section 6. CUSTODIAN OF ELECTION RECORDS.

The Hays County Elections Administrator shall serve as the custodian of voted ballots, and the City Secretary of Buda, Texas, shall be appointed as custodian of all other election records.

Section 7. NOTICE.

Posting. A copy of this Ordinance, with such omissions authorized by law, shall serve as a proper notice of the election. Such notice, including a Spanish translation thereof, shall be posted on the bulletin board used by the City to post notices of meetings and at City Hall not less than twenty-one (21) days prior to the date the election is to be held, and shall remain posted through election day. In addition to the forgoing, this Ordinance, including a Spanish translation thereof, shall be (i) posted on election day and during early voting by personal appearance in a prominent location at each polling place; (ii) posted in three (3) public places in the boundaries of the City no later than twenty-one (21) days before the election; and (iii) posted on the City's Internet website during the twenty-one (21) days before the election if the City maintains an Internet website.

Publication. A copy of this Ordinance, with such omissions allowed by law, shall serve as a proper notice of the election. Such notice, including a Spanish translation thereof, shall be published in The Hays Free Press, a newspaper of general circulation in the City, occurring not earlier than the thirtieth (30th) day or later than the tenth (10th) day prior to the day of the election.

Authorization to City Secretary. The City Secretary is hereby authorized and directed to publish and post the required notices in the manner and for the time periods required by law.

Section 8. VOTING DEVICES.

Electronic optical scan voting devices may be used in conducting the election. The Hays County Elections Administrator may also utilize a central counting station as provided by Section 127.000 et seq., as amended, Texas Election Code. Any central counting station presiding judge and the alternate presiding judge shall be appointed in accordance with the Election Agreement and the Texas Election Code. The Hays County Elections Administrator is currently using election systems and software certified by the Texas Secretary of State.

The City Council of the City of Buda, Texas, finds as follows:

Section 61.012, Texas Election Code, requires that at least one accessible voting station must be provided in each polling place used in a Texas election. Such system must comply with state and federal laws setting the requirements for voting systems that (i) fully comply with applicable laws relating to accessible voting systems which make voting accessible for disabled voters; and (ii) provide a practical and effective means for voters with physical disabilities to cast a secret ballot. The Office of the Texas Secretary of State has certified that the DRE - Election Systems and Software iVotronic is an accessible voting system that may legally be used in Texas elections.

Sections 123.032 and 123.035, Texas Election Code, authorize the acquisition of voting systems by local political subdivisions and further mandate certain minimum requirements for contracts relating to the acquisition of such voting systems. As chief elections officer for the City of Buda, the Hays County Elections Administrator shall provide at least one DRE - Election Systems and Software iVotronic in each polling place at every polling location used to conduct any election. The DRE - Election Systems and Software iVotronic may be acquired by any legal means available to the City of Buda, including but not limited to lease or rental from Hays County or from any other legal source, as authorized or required by Sections 123.032 and 123.035 of the Texas Election Code.

PASSED AND APPROVED THIS 11th DAY OF AUGUST, 2015.

CITY OF BUDA, TEXAS

Todd Ruge, Mayor

ATTEST:

Alicia Ramirez, City Secretary

[CITY SEAL]

APPROVED AS TO FORM:

DENTON NAVARRO ROCHA BERNAL HYDE & ZECH, P.C.
CITY ATTORNEY



City Council Agenda Item Report

AUGUST 11, 2015

Agenda Item No.

Contact – Sidonna Foust, Finance Director 512-312-0084
sfoust@ci.buda.tx.us

SUBJECT: Revenue, Expense, and Cash Balance update on the 2015-16 Proposed Budget.

1. Background/History

Although we are still working on various parts of the 2015-16 Budget, the proposed budget will be posted to the City’s website on August 7, 2015 to meet the City’s Charter requirements. Some of the areas still in review are various items within the Water Fund and employee health insurance within the General Fund. A full presentation of the 2015-2016 Budget will be done at the September 1st Council Meeting by the City Manager.

2. FINDINGS/CURRENT ACTIVITY

	2015-2016 Proposed Revenue	2015-2016 Proposed Expenses	2015-2016 Difference	2015-2016 YrEnd Cash Balance
General Fund	\$ 9,620,058	\$ 9,620,058	\$ 0	\$ 3,379,746
Water	\$ 2,739,725	\$ 2,609,322	\$ 130,403	\$ 2,178,859
Wastewater	\$ 3,674,877	\$ 3,217,173	\$ 457,704	\$ 4,754,762
Sanitation	\$ 601,380	\$ 503,457	\$ 97,923	\$ 135,937
Interest & Sinking	\$ 4,032,169	\$ 4,033,669	\$ 1,500	\$ 0
Hotel/Tourism	\$ 601,380	\$ 503,457	\$ 97,923	\$ 695,473

3. ACTION OPTIONS/RECOMMENDATION

No formal action is needed at this time.



City Council Agenda Item Report

August 11, 2015

Agenda Item No.

Contact – Sidonna Foust, Finance Manager, sfoust@ci.buda.tx.us 512-312-0084

SUBJECT: Discussion and possible action regarding funding for Human Service Grants for the 2015-2016 Budget Year.

1. BACKGROUND/HISTORY

City Council gave direction to the City Manager to appoint a committee to review the 2015-2016 Non-Profit Grant Funding applications. City Manager Williams appointed Finance Manager Sidonna Foust with oversight responsibility and helped her with the selection of committee members being:

Tommie Poer – Buda Citizen
Bonita Gunn – Buda Citizen
Evelyn Edwards, CPA – Buda Citizen
Brett Kiester – Director at Hays Family YMCA & Buda Citizen
Brian Ziegler – Relationship Manager at Wells Fargo
Rachel Starnes – Marketing Manager for Cabela's
Jane Coy – Buda Citizen & Citizen's Academy Graduate
Isabel Fernandez – City of Buda

The committee met on July 14, 2015 to receive copies of the applications and financial information. On July 20, 2015, the committee met to hear presentations from eight non-profit organizations requesting funds. The committee made recommendations on funding amounts for each organization after discussion and consensus of the group.

2. FINDINGS/CURRENT ACTIVITY

The following non-profit organizations requested funding for the 2015-2016 Budget year; Onion Creek Senior Citizens, Early Childhood Intervention Homespun, Hays-Caldwell Women's Center, CASA of Central Texas, Buda United Methodist Church Food Bank, Hays County Food Bank (new), and Hays

Drive a Senior Program (new). The Greater San Marcos Youth Council did not submit an application.

3. FINANCIAL IMPACT

1. Hays Drive a Senior (new)
Requested \$10,000 for 2015-2016
Recommend \$1,500 for 2015-2016 Budget Year
The group thought this organization was duplication of the Senior Van Program the City is already providing, but were willing to donate \$5,000-\$10,000 if the City eliminated the Senior Van Program.
2. Hays County Food Bank (new)
Requested \$10,000 for 2015-2016
Recommend \$1,500 for 2015-2016 Budget Year
The group thought this organization is somewhat of a duplication of the Food Bank we are already serving within the City
3. Onion Creek Senior Citizens
Requested \$7,500 for 2015-2016
Received \$6,800 for 2014-2015
Recommend \$5,500 for 2015-2016 Budget Year
4. Early Childhood Intervention
Requesting \$6,000 for 2015-2016
Received \$3,200 for 2014-2015
Recommend \$4,000 for 2015-2016 Budget Year
5. Hays/Caldwell Women's Center
Requesting \$10,900 for 2015-2016
Received \$8,500 for 2014-2015
Recommend \$8,500 for 2015-2016 Budget Year
6. CASA of Central Texas, Inc
Requesting \$7,000 for 2015-2016
Received \$6,000 for 2014-2015
Recommend \$5,500 for 2015-2016 Budget Year
7. Buda United Methodist Church Food Bank
Requesting \$2,500 for 2014-2015
Received \$2,500 for 2014-2015
Recommend \$2,500 for 2015-2016 Budget Year

4. ACTION OPTIONS/RECOMMENDATION

Total non-profit donations total \$29,000 which is \$1,000 less than previous budget year.



City Council Agenda Item Report

August 11, 2015

Agenda Item No.

Contact – Sidonna Foust, Finance Manager, sfoust@ci.buda.tx.us 512-312-0084

SUBJECT: Discussion and possible action regarding the proposed FY 2015-2016 tax rate

1. BACKGROUND/HISTORY

In accordance with Local Government Code, the Tax Rate must be adopted annually. The certified total taxable value is \$1,179,403,173.

2. FINDINGS/CURRENT ACTIVITY

- The 2014-2015 current tax rate is .2978
- The 2015-2016 effective tax rate is .2767
- The 2015-2016 rollback tax rate is .3475
- The 2015-2016 proposed tax rate is .3475
- 2015 Total Taxable Values are \$1,179,403,173
- The City has and will be posting all required notices as per the Truth-in-Taxation Laws.

3. FINANCIAL IMPACT

- A tax rate of .3475 will generate \$4,098,426 in total revenue (.2298 I&S = \$2,710,268 and .1177 M&O = \$1,388,158)
- The current 2015-2016 proposed budget includes revenues at a tax rate of .3475. The difference for a household value at \$200,000 from .2978 to .3475 is \$99.40 more per year, or \$8.28 per month.

4. ACTION OPTIONS/RECOMMENDATION

The current tax rate increase was due to the increased I&S or debt required to pay the first payment of the City's first debt issuance for the \$55million Bond that was approved by voters in the November 2014 election. Even though the Taxable values have increased by \$118,215,453 over last year, the M&O revenue will be

just \$213,678 over last year if the City adopts the rollback tax rate of .3475. However, adopting a tax rate above rollback could trigger a possible rollback election; therefore, the proposed tax rate is at .3475 so it will not exceed rollback.