



**Notice of Meeting**  
**Special Called Meeting of the Keene City Council**

**Thursday, September 15, 2022**

Gary Heinrich  
Mayor

Lisa Parrish  
Place I

Thomas Gutwa  
Place II

Phillip Jackson  
Place III

Rob Foster  
Ward I

Gwen Beeson  
Ward II

Robert G. Cooper  
Ward III

***Notice is hereby given that a Regular Meeting of the City Council of the City of Keene will be held on Thursday, September 15, 2022, at 6:00 PM at the Keene City Hall, located at 1000 N Old Betsy Rd (FM 2280), Cleburne, Texas, in the City Council Chambers.***

City Hall is wheelchair accessible. The entry ramp is at the front with entry at the front entrance to City Hall. Reasonable accommodations to furnish auxiliary aids or assistance to assist persons with special needs will be provided when seventy-two (72) hours advance notice is given. Please contact the City Secretary at 817-641-3336 ext. 105.

*The City Council of the City of Keene, Texas, reserves the right to meet in a closed, executive session on any of the items listed below should the need arise and if authorized by Title 5, Chapter 551, of the Texas Government Code.*

Call to order and certification of quorum

Invocation & Pledge of Allegiance

1. Public Comments:

*(Citizens are invited to speak on any topic; however, unless the item is specifically noted on this agenda, the City Council is required under the Texas Open Meetings Act to limit its response to one of the following: Responding with a statement of specific factual information or reciting the City's existing policy on that issue or Directing the person inquiring to visit with City Staff about the issue. (No council deliberation is permitted)*

*Citizens are required to stand when speaking, state their name and address, and the comment time is limited to three (3) minutes. **The amount of time given to the public to speak may be changed at any time at the mayor's discretion.***

2. Mayor Comments:

3. Consideration of City Council Minutes dated September 8, 2022.

4. Public Hearing: Hold a public hearing to receive written or oral comments regarding the 2022-2023 Fiscal Year proposed budget.

5. Discussion and possible action regarding Ordinance No. 2022-650 approving and adopting a budget for operating the municipal government for the City of Keene for the fiscal year beginning October 1, 2022, and ending September 30, 2023; and appropriating money for the various funds and purposes of such budget including appropriations of money to pay interest and sinking fund requirements on all indebtedness.

6. Public Hearing: Hold a public hearing to receive written and/or oral comments regarding the Ad Valorem Tax Rate and levy on assessed property subject to taxation within the City of Keene, Texas, for the 2022 tax year for the use and support of the municipal government of the City of Keene for the fiscal year beginning October 1, 2022 and ending on September 30, 2023.

7. Discussion and take possible action regarding Ordinance No. 2022-651 approving and adopting an Ad Valorem Tax Rate and levy on assessed property of a proposed tax rate of \$.834134 per \$100 valuation for the tax year 2022 for the City of Keene, Texas including a Levy for Debt Obligations (\$.097049) and a levy for Maintenance and Operations (\$.737085) consistent with the Fiscal Year 2022-2023 Municipal Budget.

8. Executive Session: Pursuant to the Open Meetings Act, Chapter 551, Texas Government Code, the City Council may convene into a closed, Executive Session in accordance with the following authority:

551.071 (consultation with the attorney)	551.072 (real property)	551.073 (prospective gifts)
551.074 (personnel matters)	551.076 (security matters)	551.087 (economic development)

Executive Session may be held, under these exceptions, at the end of the Regular Session, Workshop, and/or Special Session, or at any time during the meeting that a need arises for the City Council to seek advice from the City Attorney as to the posted subject matter of this City Council Meeting.

9. Reconvene into Open Session for possible action resulting from any item posted discussed in Executive Session.

10. Discussion and requests for future items on the agenda.

11. Adjourn

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the City Council of Keene, Texas is a true and correct copy of said Notice and that I posted a true and correct copy of the said notice on the official bulletin board of City Hall, a place convenient and readily accessible to the general public at all times, and that said notice was posted on or before 5:00 P.M., Friday, September 9, 2022.

By: *Jaqueline Munoz Saldivar*  
Jaqueline Munoz-Saldivar, City Secretary

Confirmation of Agenda removed by \_\_\_\_\_ at \_\_\_\_\_ a.m./p.m. on \_\_\_\_\_, 2022

**MINUTES  
of the  
KEENE CITY COUNCIL**

**THURSDAY, SEPTEMBER 8, 2022**

**PRESENT: Mayor Gary Heinrich, Mayor Pro-Tem Gwen Beeson, Lisa Parrish, Robert Cooper, Thomas Gutwa, and Phillip Jackson.**

**ABSENT: Rob Foster**

**CALL TO ORDER: The meeting was called to order at 6:00 p.m.**

**Invocation – Mayor Gary Heinrich**

**Pledge of Allegiance & Pledge to the Texas Flag – Council and Public**

**1. Public Comments:**

- **Estevan Solis shared that this was his last meeting he would record.**

**2. Mayor Comments:**

- **Mayor Gary Heinrich thanked Mr. Solis for his service.**
- **Councilmember Lisa Parrish presented Mr. Solis with a gift card from council and brownies.**

**3. Consideration of City Council Minutes dated August 25, 2022, and September 1, 2022.**

- **Councilmember Robert Cooper made a motion to approve City Council Minutes dated August 25, 2022, and September 1, 2022. Councilmember Thomas Gutwa seconded the motion.**
- **Motion Carried (5-0-0).**

**4. The City Council may consider, discuss and approve a resolution approving a negotiated settlement between the Atmos Cities Steering Committee, which the City of Keene is a member, and Atmos Energy regarding the Company's 2022 Rate Review Mechanism Filing and adopting tariffs that reflect rate adjustments consistent with the negotiated settlement.**

- **City Manager Bernie Parker presented the resolution and Atmos Rate Review Mechanism to council.**
- **Councilmember Parrish made a motion to approve a resolution approving a negotiated settlement between the Atmos Cities Steering Committee, which the City of Keene is a member, and Atmos Energy regarding the Company's 2022 Rate Review Mechanism Filing and adopting tariffs that reflect rate adjustments consistent with the negotiated settlement. Councilmember Gwen Beeson seconded the motion.**
- **Motion Carried (5-0-0).**

**5. Discuss and take action on award of a contract to Texas Pride Utilities, LLC for the Lewis Lane & Hillcrest Street Sewer Line Replacement in the amount of \$165,887.50.**

- **Director of Public Works Don Martin presented the award of a contract to council.**
- **Councilmember Beeson made a motion to approve the award of a contract to Texas Pride Utilities, LLC for the Lewis Lane & Hillcrest Street Sewer Line Replacement in**

the amount of \$165,887.50. Councilmember Robert Cooper seconded the motion.

- Motion carried (5-0-0).

**6. Budget workshop FY 2022 – 2023**

- Mayor Heinrich proposed a 5% raise for staff with an additional 2% raise for the Fire Department and Police Department.
- Mayor Heinrich discussed a reducing the proposed tax rate from \$.844134 to \$.834134 with council.
- Director of Finance Charles Williams spoke about the budget with council.

**7. City Manager Report.**

- Mr. Parker spoke about TXDOT postponing the installation of a stoplight at Country Road 414 and Highway 67 for at least a year and at the next City Council meeting we will set a tax rate and approve the budget.

**8. Executive Session: Pursuant to the Open Meetings Act, Chapter 551, Texas Government Code, the City Council may convene into a closed, Executive Session in accordance with the following authority:**

- No Executive Session held.

551.071 (consultation with the attorney)    551.072 (real property)    551.073 (prospective gifts)  
551.074 (personnel matters)    551.076 (security matters)    551.087 (economic development)

Executive Session may be held, under these exceptions, at the end of the Regular Session, Workshop and/or Special Session, or at any time during the meeting that a need arises for the City Council to seek advice from the City Attorney as to the posted subject matter of this City Council Meeting.

- No Executive Session held.

**9. Reconvene into Open Session for possible action resulting from any item posted and discussed in Executive Session.**

**10. Discussion and requests for future items on the agenda.**

- None.

**11. Meeting adjourned at 7:05 p.m.**

By: \_\_\_\_\_

Gary Heinrich, Mayor

Attest: \_\_\_\_\_

Jaqueline Munoz-Saldivar, City Secretary



**City Council**  
**Agenda Item Report**  
September 15, 2022

Contact - [citymanager@keenetx.com](mailto:citymanager@keenetx.com)

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**Subject:** Public Hearing: Hold a public hearing to receive written or oral comments regarding the 2022-2023 Fiscal Year proposed budget.

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**City Council  
Agenda Item Report  
September 15, 2022**

**Contact - [citymanager@keenetx.com](mailto:citymanager@keenetx.com)**

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**Subject:** Discussion and possible action regarding Ordinance No. 2022-650 approving and adopting a budget for operating the municipal government for the City of Keene for the fiscal year beginning October 1, 2022, and ending September 30, 2023; and appropriating money for the various funds and purposes of such budget including appropriations of money to pay interest and sinking fund requirements on all indebtedness.

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**CITY OF KEENE, TEXAS**  
**ORDINANCE NO. 2022-650**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KEENE, TEXAS, APPROVING AND ADOPTING A BUDGET FOR OPERATING THE MUNICIPAL GOVERNMENT OF THE CITY OF KEENE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND ENDING ON SEPTEMBER 30, 2023; ADOPTING THE CAPITAL IMPROVEMENT PROGRAM; ADOPTING A FEE SCHEDULE; APPROPRIATING MONEY FOR THE VARIOUS FUNDS AND PURPOSES OF SUCH BUDGET INCLUDING APPROPRIATIONS FOR MONEY TO PAY INTEREST AND PRINCIPAL SINKING FUND REQUIREMENTS ON ALL INDEBTEDNESS; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, a budget for operating the municipal government of City of Keene for the fiscal year October 1, 2022 to September 30, 2023 (“Proposed Budget”), has been prepared in accordance with Chapter 102 of the Texas Local Government Code for the City of Keene, Texas (“City”); and

**WHEREAS**, said Proposed Budget has been submitted to the City Council in accordance with the Local Government Code; and

**WHEREAS**, public hearings upon this Proposed Budget have been duly and legally made as required by the Local Government Code; and

**WHEREAS**, said public hearings on the Proposed Budget have been held; and

**WHEREAS**, the City’s Proposed Budget has been amended in accordance with the Local Government Code; and

**WHEREAS**, public hearings have been held upon said amendments to the Proposed Budget and, after full and final consideration of proposed expenditures, revenues, financial condition, and comparative expenditures as presented, it is the consensus of opinion that the Proposed Budget as considered and amended at said hearings should be approved and adopted.

**NOW, THEREFORE, BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF KEENE, TEXAS:**

**SECTION 1.**

That the City Council of the City of Keene, Texas (“City”), ratifies, approves and adopts the budget as finally considered for the fiscal year of October 1, 2022, to September 30, 2023, a copy of which shall be filed with the office of the City Secretary and with the Johnson County Clerk, and which is incorporated herein for all intents and purpose.







**City Council  
Agenda Item Report  
September 15, 2022**

**Contact - [citymanager@keenetx.com](mailto:citymanager@keenetx.com)**

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**Subject:** Public Hearing: Hold a public hearing to receive written and/or oral comments regarding the Ad Valorem Tax Rate and levy on assessed property subject to taxation within the City of Keene, Texas, for the 2022 tax year for the use and support of the municipal government of the City of Keene for the fiscal year beginning October 1, 2022 and ending on September 30, 2023.

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**City Council  
Agenda Item Report  
September 15, 2022**

**Contact - [citymanager@keenetx.com](mailto:citymanager@keenetx.com)**

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**Subject:** Discussion and take possible action regarding Ordinance No. 2022-651 approving and adopting an Ad Valorem Tax Rate and levy on assessed property of a proposed tax rate of \$.834134 per \$100 valuation for the tax year 2022 for the City of Keene, Texas including a Levy for Debt Obligations (\$.097049) and a levy for Maintenance and Operations (\$.737085) consistent with the Fiscal Year 2022-2023 Municipal Budget.

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**CITY OF KEENE, TEXAS**  
**ORDINANCE NO. 2022-651**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KEENE, TEXAS, ADOPTING A TAX RATE OF \$0.834134 AND LEVYING A TAX UPON ALL PROPERTY SUBJECT TO TAXATION WITHIN THE CITY OF KEENE, TEXAS, FOR THE 2022 TAX YEAR FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF KEENE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND ENDING ON SEPTEMBER 30, 2023; APPORTIONING SAID LEVY AMONG THE VARIOUS FUNDS AND ITEMS FOR WHICH REVENUE MUST BE RAISED INCLUDING PROVIDING A SINKING FUND FOR THE RETIREMENT OF THE BONDED DEBT OF THE CITY; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, the Chief Appraiser of the Johnson County Tax Appraisal District has prepared and certified the appraisal roll of the City of Keene, Texas (“City”), said roll being that portion of the approved appraisal roll of the Johnson County Tax Appraisal District which lists property taxable by the City of Keene, Texas; and

**WHEREAS**, the Tax Assessor and Collector of Johnson County has performed the statutory calculations required by Section 26.04 of the Texas Tax Code, and has published the no-new-revenue tax rate, the voter-approval tax rate, an explanation of how they were calculated, and has fulfilled all other requirements for publications contained in Section 26.04 (e) of the Texas Tax Code, in a manner designed to come to the attention of all residents of the City and has submitted said rates to the City Council of the City prior to the Special Called City Council meeting of September 15, 2022; and

**WHEREAS**, the City Council has complied with all applicable requirements of the Texas Tax Code prior to the setting of the tax rate for the City for tax year 2022.

**NOW, THEREFORE, BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF KEENE, TEXAS:**

**SECTION 1.**

That the tax rate of the City of Keene, Texas (“City”), for the tax year 2022 be, and is hereby, set at \$ 0.834134 on each one hundred dollars (\$100) of the taxable value of real and personal property not exempt from taxation by the constitution and laws of this state situated within the corporate limits of the City.

**SECTION 2.**

That there is hereby levied for the tax year 2022 upon all real and personal property not exempt from taxation by the constitution and laws of this state situated within the corporate limits of the City, and there shall be collected for the use and support of the municipal government of the City,

to provide a sinking fund for the retirement of the bonded debt of the City and to provide for permanent improvements in the City, and said tax, so levied and collected, shall be apportioned to the specific purposes hereinafter set forth, to-wit:

- A. For the payment of current expenses and to be deposited in the general fund (for the purposes of maintenance and operations) \$.737085 on each one hundred dollars (\$100) of the taxable value of such property; and,
- B. To provide for sinking funds for the payment of the principal and interest and the retirement of the bonded debt, and the same shall become due as shall be necessary to pay the principal and interest of the current year as follows: \$.097049 per one hundred dollars (\$100) valuation.
- C. THIS TAX RATE WILL RAISE MORE REVENUE ON TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.
- D. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 8.31 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$14.88.

**SECTION 3.**

That the Johnson County Tax Assessor and Collector is hereby authorized to assess and collect the taxes of the City employing the above tax rate.

**SECTION 4.**

That the Finance Director to the City shall keep accurate and complete records of all monies collected under this Ordinance and the purposes for which same are expended.

**SECTION 5.**

That monies collected pursuant to this Ordinance shall be expended as set forth in the City of Keene's Annual Budget FY 2022-2023

**SECTION 6.**

That all monies collected which are not specifically appropriated shall be deposited in the City's general fund.

**SECTION 7.**

The City Secretary shall cause the following notice to be posted on the homepage of the City of Keene's website:

THE CITY OF KEENE ADOPTED A TAX RATE THAT WILL RAISE MORE REVENUE ON TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

