### ARMBRUST & BROWN, PLLC

ATTORNEYS AND COUNSELORS

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DENISE L. MOTAL (512) 435-2345 dmotal@abaustin.com

#### **MEMORANDUM**

TO: Board of Directors -

**Block House Municipal Utility District** 

FROM: Denise L. Motal

Legal Assistant

DATE: August 13, 2020

RE: Block House Municipal Utility District -

August 19, 2020 Special Meeting

Enclosed please find the agenda and support materials for the **telephone conference special meeting** of the Board of Directors of Block House Municipal Utility District scheduled for Wednesday, August 19, 2020, at **6:00 p.m.** The dial-in information for the meeting is included on the meeting agenda. Personal attendance at the meeting will not be permitted due

**included on the meeting agenda.** Personal attendance at the meeting will not be permitted due to the potential health issues created by the Coronavirus/COVID-19 in order to protect the health of the members of the Board of Directors, the District's consultants, and the public.

Please let me know if you cannot attend the telephone meeting so that I can confirm that a quorum will be present.

Please do not hesitate to contact me if you have any questions.

Jacquelyn Smith (Crossroads Utility Services, LLC)
Lisa Torres (Crossroads Utility Services, LLC)
Andrew Hunt (Crossroads Utility Services, LLC)\*
Taylor Kolmodin (Municipal Accounts & Consulting, L.P.)
Autumn Phillips (Municipal Accounts & Consulting, L.P.)\*
David Gray (Gray Engineering, Inc.)\*
Cheryl Allen (Public Finance Group LLC)\*
Carol Polumbo (McCall, Parkhurst & Horton L.L.P.)\*
Tripp Hamby (Priority Landscapes, LLC)\*
Tanya Emmons (Pinnacle Texas Management, LLC)\*

Charles Kelley (Williamson County Sheriff's Dept.)\*

Jay Howard (Texas Disposal Systems, Inc.)\*
Ja-Mar Prince (Texas Disposal Systems, Inc.)\*
Barbara Graves (Texas Disposal Systems, Inc.)\*
Chris Swedlund (McCall Gibson Swedlund Barfoot PLLC)\*
Brian Toldan (McCall Gibson Swedlund Barfoot PLLC)\*
Jan Gibson (McCall Gibson Swedlund Barfoot PLLC)\*
Ashlee Martin (McCall Gibson Swedlund Barfoot PLLC)\*
Tom Davis (Lifeguard 4 Hire, L.L.C.)\*
Luanne Miller (BHC Owners Association)\*
David Johnson (Tidal Waves Swim Team)\*
Stu McMullen (resident)\*

\*AGENDA ONLY (via email)

### BLOCK HOUSE MUNICIPAL UTILITY DISTRICT

### August 19, 2020

TO: THE BOARD OF DIRECTORS OF BLOCK HOUSE MUNICIPAL UTILITY DISTRICT AND ALL OTHER INTERESTED PERSONS:

Notice is hereby given that the Board of Directors of Block House Municipal Utility District will hold a special meeting at **6:00 p.m.** on **Wednesday**, **August 19**, **2020**.

THIS MEETING WILL BE HELD VIA TELEPHONE CONFERENCE CALL PURSUANT TO SECTION 551.125, TEXAS GOVERNMENT CODE, AS MODIFIED TEMPORARILY BY GOVERNOR GREG ABBOTT, AND THE RELATED GUIDANCE FROM THE OFFICE OF THE TEXAS ATTORNEY GENERAL, IN CONNECTION WITH THE GOVERNOR'S COVID-19 DISASTER PROCLAMATION.

THE TOLL-FREE DIAL IN NUMBER FOR THE MEETING IS 1-888-510-5505, AND THE PARTICIPANT CODE IS 199914. PLEASE FOLLOW THE INSTRUCTIONS PROVIDED BY THE SYSTEM TO ACCESS THE MEETING.

AN ELECTRONIC AGENDA PACKET FOR THE MEETING IS AVAILABLE AT THE FOLLOWING LINK:

https://abaustin.sharefile.com/share/view/sd538f44a2d14aa28/fo095c57-73f7-4955-ba1c-c1ea257bde61

THIS MEETING WILL BE RECORDED AND, FOLLOWING THE MEETING, THE RECORDING WILL BE MADE AVAILABLE AT THE SAME LINK SPECIFIED ABOVE.

The following matters may be considered and acted upon at the meeting:

Note: Matters on which Board action is anticipated are noted as "Decision". Matters on which Board action is not anticipated are noted as "Informational". Such notations are intended as a guide to facilitate the conduct of the meeting based on information available at the time that this agenda was finalized and are not binding. The Board reserves the right to take action on any of the following matters.

		<u>AGENDA</u>	ANTICIPATED ACTION
		GENERAL	
1.	Citize	ns' communications;	Informational
		DISCUSSION / ACTION ITEMS	
2.	2020,	/2021 budget and 2020 tax rate, including:	Informational
	(a)	Work session on 2020/2021 budget;	Informational
	(b)	Status of receipt of information regarding fire tax rate from City of Cedar Park;	Informational
	(c)	Establish and take record vote on proposed 2020 tax rate;	Decision
	(d)	Schedule public hearing at which adoption of 2020 tax rate will be	Decision

		considered;	
	(e)	Authorize publication of Water District Notice of Public Hearing on Tax Rate;	Decision
3.	Revie	w of Meeting Notes;	Informational
4.	Futur	e Board meetings/agenda items;	Informational

The Board of Directors is authorized by the Texas Open Meetings Act, Chapter 551, Texas Government Code, to convene in closed or executive session for certain purposes, including receiving legal advice from the District's attorney (Section 551.071); discussing real property matters (Section 551.072); discussing gifts and donations (Section 551.073); discussing personnel matters (Section 551.074); discussing security personnel or devices (Section 551.076); and discussing information technology security practices (Section 551.089). If the Board of Directors determines to go into executive session to discuss any item on this agenda, the presiding officer will announce that an executive session will be held and will identify the item to be discussed and the provision of the Open Meetings Act that authorizes the closed or executive session.



Attorney for the District





Block House Municipal Utility District is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request. Please call Armbrust & Brown, PLLC at (512) 435-2300 for additional information. Hearing impaired or speech disabled persons equipped with telecommunications devices for the deaf may utilize the statewide Relay Texas program at (800) 735-2988.

### **BLOCK HOUSE MUD**

### Fire Tax Rate

	Base	FY19	FY20	FY21
Total City Fire Expense		10,593,998	12,427,953	12,774,894
Fire Station Personnel		1,126,438	1,153,384	1,224,472
Monthly Fee Per Household	12.85	23.69	25.59	26.95
Variance Cap		100.3%	11.7%	18.6%
Variance from Base		84.4%	99.1%	109.7%
Total Block House Charge		615,182	664,521	699,838
Fire Tax Rate		0.1315	0.1369	0.1457

 4,679,421.55
 4,854,052.09
 4,804,475.84

 0.1315
 0.1369
 0.1457

### BLOCK HOUSE MUNICIPAL UTILITY DISTRICT

### 2020 Tax Rate Analysis

# Certified Assessed Valuation

			Ass	esse	ed Valuation & Ta	ax Rate		
Year	Asse	essed Valuation	Debt Service		M&O	Fi	re Tax	Total Tax Rate
2020	\$	485,300,590 <sup>(a)</sup>	\$ 0.2925	\$	0.3703	\$	0.1457 \$	0.8085
2019		492,843,293	0.2875		0.3841		0.1369	0.8085
2018		475,898,878	0.2950		0.3545		0.1315	0.7810
2017		446,052,551	0.3238		0.3411		0.1361	0.8010
2016		411,201,609	0.3465		0.3157		0.1388	0.8010
2015		380,862,878	0.3820		0.3057		0.1393	0.8270
2014		347,635,208	0.4154		0.2819		0.1450	0.8423
2013		317,086,804	0.4747		0.2349		0.1564	0.8660
2012		306,695,345	0.4905		0.2213		0.1542	0.8660
2011		313,959,858	0.4835		0.2439		0.1386	0.8660
2010		316,119,310	0.5190		0.1886		0.1384	0.8460
2009		315,828,556	0.5193		0.1928		0.1339	0.8460
(a) Includes:	- \$	478,393,554	Certified	\$	478,393,554	Certified		
		11,511,726	Uncertified		6,907,036	Uncertified An	nount (Owner's Opinion)	)
	\$	489,905,280		\$	485,300,590			

Note: for every \$0.01 reduction in the O&M tax rate, the dollar amount decrease equals \$48,530.

	Classification of Districts included in Senate Bill No. 2							
	Special							
	Taxing	Developed	Developing					
	Units	Districts	Districts					
		completed and <i>issued bonds</i> to reimburse the cost of utility	Districts which do not fall under Special Taxng Districts or Developed District.					
Rollback Rate	1.080%	1.035%	1.08%					



# Block House Municipal Utility District Projection of Income and Expenses - Debt Service Fund

No-Growth

prepared by Public Finance Group LLC

Projected Assessed <u>Year</u> <u>Valuation</u>		Tax Rate Per <u>\$100 A.V.</u>		Per		Tax Collections @ 99%	Investme Income <u>@ 1.00%</u>	e Available	O	Total Outstanding <u>Debt</u>	De	mulative ebt Fund <u>Balance</u>		Percentage of Subsequent <u>Year's Debt</u>
2019	492,843,293	(a)	0.2875											
2017	772,073,273	(a)	0.2075						\$	541,624 (t	o)			
2020	485,300,590	(a)	0.2925	1,402,755	5	,416 1,949,795		1,502,843	"	446,952	,	31.17%		
2021	485,300,590		0.2925	1,405,309	4	,470 1,856,730		1,433,750		422,980		29.43%		
2022	485,300,590		0.2925	1,405,309	4	,230 1,832,519		1,437,450		395,069		27.32%		
2023	485,300,590		0.2925	1,405,309	3	,951 1,804,329		1,446,075		358,254		25.84%		
2024	485,300,590		0.2925	1,405,309	3	,583 1,767,146		1,386,325		380,821		27.22%		
2025	485,300,590		0.2925	1,405,309	3	,808 1,789,938		1,398,850		391,088		27.56%		
2026	485,300,590		0.2925	1,405,309	3	,911 1,800,308		1,419,088		381,221		25.97%		
2027	485,300,590			1,405,309	3	<u>,812</u> 1,790,342		1,467,788		322,555				
				\$ 11,239,920	\$ 33	,180	\$	11,492,168						

<sup>(</sup>a) Certified Assessed Values, as provided by Williamson Central Appraisal District ("WCAD").



<sup>(</sup>b) Unaudited Debt Service Fund Balance as of October 2, 2019.

<sup>541,624 (</sup>Represents debt service fund balance after all 2019 ds requirements were paid)

The Block House Municipal Utility District will hold a public hearing on a proposed tax rate for the tax year 2020 on \_\_\_\_\_\_\_, 2020 at 6:30 P.M. The hearing will be conducted via telephone conference call pursuant to Section 551.125, Texas Government Code, as modified temporarily by Governor Greg Abbott, and the related guidance from the Office of the Texas Attorney General, in connection with the Governor's COVID-19 Disaster Proclamation, if permitted as of the date of the hearing. However, the hearing will be conducted in-person at the offices of Armbrust & Brown, PLLC, 100 Congress Avenue, Suite 1300, Austin, Texas if such temporary modification is no longer in effect as of the date of the hearing. The agenda for the meeting at which the hearing will be conducted will specify if the hearing will be held via telephone conference call or in-person and will be posted at least 72 hours prior to the hearing at the following link: <u>ARMBRUST & BROWN TO PROVIDE THE LINK</u>. If the hearing is conducted via telephone conference call, the toll-free dial-in number and participant code for the hearing will be specified in the meeting agenda.

Your individual taxes may increase at a greater or lesser rate, or even decrease, depending on the tax rate that is adopted and on the change in the taxable value of your property in relation to the change in taxable value of all other property. The change in the taxable value of your property in relation to the change in taxable value of all other property determines the distribution of the tax burden among all property owners.

FOR the proposal:	Tax Rate:	DS	\$ 0.2925
AGAINST the proposal:		M&O	\$ 0.3703
PRESENT and not voting:		Fire Tax	\$ 0.1457
ABSENT:		Total	\$ 0.8085
	M&O Revenu	e: \$ 1,797,068	(100% Collections)

The following table compares taxes on an average residence homestead in this taxing unit last year to taxes proposed on the average residence homestead this year.

			Same I	Rate	as Previo	us Year
	L	ast Year		T	his Year	
Total tax rate (per \$100 of value)	\$	0.8085	/\$100	\$	0.8085	/\$100
	Ado	opted	-	Pro	oposed	_
Difference in rates per \$100 of value			\$0.0000	/\$1	.00	
Percentage increase/decrease in rates (+/-)			0.00%	_		
Average appraised residence homestead value	\$	236,002	_	\$	233,754	
General homestead exemptions available			-			_'
(excluding 65 years of age or older or disabled						
person's exemptions)	\$	-	_	\$	-	_
Average residence homestead taxable value	\$	224,211		\$	222,117	
Tax on average residence homestead	\$	1,812.75	- -	\$	1,795.82	=" =
Annual increase/decrease in taxes if			-			<del>-</del> "
proposed tax rate is adopted (+/-)			\$ (16.93)			
and percentage of increase (+/-)			-0.93%			
				-		

#### NOTICE OF VOTE ON TAX RATE

If the District adopts a combined debt service and operation and maintenance tax rate that would result in the taxes on the average residence homestead increasing by more than 3.5 percent, an election must be held to determine whether to approve the operation and maintenance tax rate under Section 49.23602, Water Code.

The Block House Municipal Utility District will hold a public hearing on a proposed tax rate for the tax year 2020 on \_\_\_\_\_\_\_, 2020 at 6:30 P.M. The hearing will be conducted via telephone conference call pursuant to Section 551.125, Texas Government Code, as modified temporarily by Governor Greg Abbott, and the related guidance from the Office of the Texas Attorney General, in connection with the Governor's COVID-19 Disaster Proclamation, if permitted as of the date of the hearing. However, the hearing will be conducted in-person at the offices of Armbrust & Brown, PLLC, 100 Congress Avenue, Suite 1300, Austin, Texas if such temporary modification is no longer in effect as of the date of the hearing. The agenda for the meeting at which the hearing will be conducted will specify if the hearing will be held via telephone conference call or in-person and will be posted at least 72 hours prior to the hearing at the following link: <u>ARMBRUST & BROWN TO PROVIDE THE LINK</u>. If the hearing is conducted via telephone conference call, the toll-free dial-in number and participant code for the hearing will be specified in the meeting agenda.

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FOR the proposal:	Tax Rate:	DS	\$ 0.2925
AGAINST the proposal:		M&O	\$ 0.3418
PRESENT and not voting:		Fire Tax	\$ 0.1457
ABSENT:		Total	\$ 0.7800
	M&O Revent	ie: \$ 1,658,75	7 (100% Collections)

The following table compares taxes on an average residence homestead in this taxing unit last year to taxes proposed on the average residence homestead this year.

		Reduction
	Last Year	This Year
Total tax rate (per \$100 of value)	\$ 0.8085 /\$100	\$ 0.7800 /\$100
	Adopted	Proposed
Difference in rates per \$100 of value	(\$0.028	<u>35)</u> /\$100
Percentage increase/decrease in rates (+/-)	-3.53	3%
Average appraised residence homestead value	\$ 236,002	\$ 233,754
General homestead exemptions available		
(excluding 65 years of age or older or disabled		
person's exemptions)	\$	\$ -
Average residence homestead taxable value	\$ 224,211	\$ 222,117
Tax on average residence homestead	\$ 1,812.75	\$ 1,732.52
Annual increase/decrease in taxes if		
proposed tax rate is adopted (+/-)	\$ (80.2	23)
and percentage of increase (+/-)	-4.43%	<mark>ó</mark>

#### NOTICE OF VOTE ON TAX RATE

If the District adopts a combined debt service and operation and maintenance tax rate that would result in the taxes on the average residence homestead increasing by more than 3.5 percent, an election must be held to determine whether to approve the operation and maintenance tax rate under Section 49.23602, Water Code.

Your individual taxes may increase at a greater or lesser rate, or even decrease, depending on the tax rate that is adopted and on the change in the taxable value of your property in relation to the change in taxable value of all other property. The change in the taxable value of your property in relation to the change in taxable value of all other property determines the distribution of the tax burden among all property owners.

FOR the proposal:	Tax Rate:	DS	\$ 0.2925
AGAINST the proposal:		M&O	\$ 0.3778
PRESENT and not voting:		Fire Tax	\$ 0.1457
ABSENT:		Total	\$ 0.8160
	M&O Revenue	e: \$ 1,833,466	(100% Collections)

The following table compares taxes on an average residence homestead in this taxing unit last year to taxes proposed on the average residence homestead this year.

					Parity	
	L	ast Year	_	T	his Year	
Total tax rate (per \$100 of value)	\$	0.8085	/\$100	\$	0.8160	/\$100
	Ado	pted	_	Pro	posed	_
Difference in rates per \$100 of value			\$0.0075	/\$1	00	
Percentage increase/decrease in rates (+/-)			0.93%	_		
Average appraised residence homestead value	\$	236,002	_	\$	233,754	_
General homestead exemptions available	·		_			='
(excluding 65 years of age or older or disabled						
person's exemptions)	\$	-	_	\$	-	_
Average residence homestead taxable value	\$	224,211		\$	222,117	
Tax on average residence homestead	\$	1,812.75	<u>-</u>	\$	1,812.48	_
Annual increase/decrease in taxes if						
proposed tax rate is adopted (+/-)			\$ (0.27)	_		
and percentage of increase (+/-)			-0.01%			

#### NOTICE OF VOTE ON TAX RATE

If the District adopts a combined debt service and operation and maintenance tax rate that would result in the taxes on the average residence homestead increasing by more than 3.5 percent, an election must be held to determine whether to approve the operation and maintenance tax rate under Section 49.23602, Water Code.

The Block House Municipal Utility District will hold a public hearing on a proposed tax rate for the tax year 2020 on \_\_\_\_\_\_\_, 2020 at 6:30 P.M. The hearing will be conducted via telephone conference call pursuant to Section 551.125, Texas Government Code, as modified temporarily by Governor Greg Abbott, and the related guidance from the Office of the Texas Attorney General, in connection with the Governor's COVID-19 Disaster Proclamation, if permitted as of the date of the hearing. However, the hearing will be conducted in-person at the offices of Armbrust & Brown, PLLC, 100 Congress Avenue, Suite 1300, Austin, Texas if such temporary modification is no longer in effect as of the date of the hearing. The agenda for the meeting at which the hearing will be conducted will specify if the hearing will be held via telephone conference call or in-person and will be posted at least 72 hours prior to the hearing at the following link: <u>ARMBRUST & BROWN TO PROVIDE THE LINK</u>. If the hearing is conducted via telephone conference call, the toll-free dial-in number and participant code for the hearing will be specified in the meeting agenda.

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FOR the proposal:	Tax Rate:	DS	\$ 0.2925
AGAINST the proposal:		M&O	\$ 0.4063
PRESENT and not voting:		Fire Tax	\$ 0.1457
ABSENT:		Total	\$ 0.8445
	M&O Revent	ie: \$ 1,971,776	(100% Collections)

The following table compares taxes on an average residence homestead in this taxing unit last year to taxes proposed on the average residence homestead this year.

		Max
	Last Year	This Year
Total tax rate (per \$100 of value)	\$ 0.8085 /\$100	\$ 0.8445 /\$100
	Adopted	Proposed
Difference in rates per \$100 of value	\$0.0	0360_/\$100
Percentage increase/decrease in rates (+/-)	4	.45%
Average appraised residence homestead value	\$ 236,002	\$ 233,754
General homestead exemptions available		
(excluding 65 years of age or older or disabled		
person's exemptions)	\$ -	\$ -
Average residence homestead taxable value	\$ 224,211	\$ 222,117
Tax on average residence homestead	\$ 1,812.75	\$ 1,875.78
Annual increase/decrease in taxes if		
proposed tax rate is adopted (+/-)	\$ 6	53.03
and percentage of increase (+/-)	3.4	8%

#### NOTICE OF VOTE ON TAX RATE

If the District adopts a combined debt service and operation and maintenance tax rate that would result in the taxes on the average residence homestead increasing by more than 3.5 percent, an election must be held to determine whether to approve the operation and maintenance tax rate under Section 49.23602, Water Code.

# DEVELOPED DISTRICTS UPDATED MEMORANDUM

To: Board of Directors – Block House Municipal Utility District

From: Armbrust & Brown, PLLC

Re: Schedule for Establishing District Tax Rate for 2020

Date: August 12, 2020

Before the Board adopts a 2020 tax rate, it is required to give notice of "each meeting at which the adoption of the tax rate will be considered." The notice must be published at least once in a newspaper of general circulation in the District at least seven days before the date of the hearing or the notice may be mailed to each owner of taxable property within the District, at the address for notice shown on the most recently certified tax roll of the District, at least ten days before the date of the hearing.

The District's 2020-2021 budget must be adopted before the 2020 tax rate is set. A timetable for adopting the District's tax rate, which will require **three** special meetings and only one publication, follows:

**July 25** Williamson County Chief Appraiser to certify tax rolls (several appraisal

districts indicated they may only have certified estimates at this time due

to delays in the certification process from COVID-19).

August 12 Special Meeting. Budget work session. If second meeting is after

*deadline to call:* Call election to approve tax rate if proposed tax rate would trigger an election if adopted (statutory deadline to call election is 71 days before the November uniform election date, *i.e.*, August 17, 2020).

August 19 Special Meeting. Discuss any proposal to set tax rate, take a record

vote on proposed tax rate, and announce the date, time, and place of the **September 9, 2020 special meeting** at which the Board will hold a

public hearing, vote on, and adopt the 2020 tax rate.

**August 27** Deadline for publication of the Water District Notice of Public Hearing on

Tax Rate (the District will publish its Notice of Hearing on in the

Hill Country News on August 27, 2020).

**September 9 Special Meeting.** Adopt the District's 2020-2021 budget. Hold a public

hearing on the District's tax rate, take a record vote on the District's tax rate, adopt an Order Levying Taxes, and authorize filing of the Order

Levying Taxes with Williamson County Tax Assessor-Collector.

September 15 Deadline to submit tax rates to Williamson County Tax Assessor-

Collector.

\*\*\*NOTE: If the District adopts a <u>combined</u> tax rate that would impose more than 1.035 times the amount of tax imposed by the District in the preceding year on a home appraised at the average appraised value of the homes within the District in that year (disregarding disabled and over-65 exemptions) plus the "unused increment rate" (defined below), an election <u>must</u> be held to determine whether to approve the adopted tax rate. If the adopted tax rate is not approved at the election, the District's tax rate will be reduced to the "voter-approval tax rate," which is the current year's debt service and contract tax rate, plus the operation and maintenance tax rate that would impose 1.035 times the amount of operations and maintenance tax imposed by the District in the preceding year on a home appraised at the average appraised value of the homes within the District that year (disregarding disabled and over-65 exemptions) and the "unused increment rate". The "unused increment rate" means the amount, if any, that the adopted tax rate was below the "voter-approval tax rate" (less the unused increment rate) for the prior three years.