

RESOLUTION NO. 2019-30

A RESOLUTION TO ADOPT A CHANGE IN GALVESTON
COUNTY TAX OFFICE ASSESSMENT AND COLLECTION
FEES

WHEREAS, the Texas Property Tax Code, Section 6.22(c) allows the governing body of a taxing unit authorized to have its own assessor and collector, by official action in the manner required by law, to require the county to assess and collect the taxes the unit imposes in the county in the manner in which the county assess and collects its taxes. It further allows the governing body of the unit to revoke the requirement at any time by the same official action; and

WHEREAS, the Texas Property Tax Code, Section 6.23(a)(3) affirms that the county assessor and collector shall assess and collect taxes on property in the county for the county and shall also assess and collect taxes on property for another taxing unit if the governing body of the unit requires the county to assess and collect its taxes; and

WHEREAS, the Texas Property Tax Code, Section 6.27(b) provides that the county assessor collector is entitled to a reasonable fee that may not exceed the actual costs incurred for assessing and collecting taxes for a taxing unit pursuant to Section 6.23(a)(3).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEAGUE CITY, TEXAS,
as follows:

Section 1. The City of League City requires the Galveston County Assessor and Collector of Taxes to perform assessment and collection duties as permitted by the Texas Property Tax Code 6.22(c) and 6.23(a)(3).

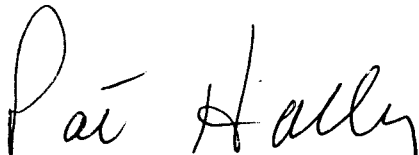
Section 2. The City of League City acknowledges that assessment and collection services will be performed as outlined in Exhibit A, Assessment & Collection Services, for a fee of \$0.21 per parcel for properties located in Galveston County and \$0.97 per parcel for properties located in Harris County, as appropriate and as approved by Galveston County Commissioners Court at a properly noticed regular meeting held on December 3, 2018. Billing to occur by March 10th and due and payable no later than April 30th each year (unless otherwise negotiated).

Section 3. Notice of any increase in fee is required by April 1 each year.

Section 4. All resolutions and agreements and parts of resolutions and agreements in conflict herewith are hereby repealed to the extent of the conflict only.

Section 5. It is hereby found and determined that the meeting at which this resolution was passed was open to the public and that advance public notice of the time, place and purpose of said meeting was given as required by law.

PASSED AND APPROVED the 12th day of February, 2019.



PAT HALLISEY
Mayor

ATTEST:



DIANA M. STAPP
City Secretary

APPROVED AS TO FORM:



NGHIEM V. DOAN
City Attorney

EXHIBIT A

Assessment & Collection Services

1. Assess and collect appropriate taxes and fees including preparing and mailing a consolidated tax statement to each property owner owing in excess of \$10⁰⁰ on or before October 20th of each calendar year, or as soon thereafter as practicable, and collect current and delinquent taxes on parcels within the jurisdictional boundary of the entity
 - a) In the event that either County or Taxing Entity fails to adopt and enact a tax rate prior to the later of October 1st or the 60th day after the date the certified appraisal roll is received by the taxing unit, the tax rate for County or Taxing Entity shall be determined in accordance with Section 26.05(c) of the Texas Property Tax Code so that consolidated tax statements may be prepared for mailing. Neither the County nor Assessor Collector shall be liable to Taxing Entity for damages sustained by Taxing Entity due to County or Assessor Collector's failure to comply with the provisions of this paragraph.
 - b) Assessor Collector may prepare and deliver separate tax bills for Taxing Entity if it has not adopted its tax rate by October 1st or the 60th day after the date the certified appraisal roll is received by the taxing unit. If Taxing Entity has not adopted its tax rate by such date, and if separate bills are prepared and delivered, Taxing Entity shall pay the additional costs incurred by Assessor Collector in preparing and mailing these separate bills.
2. Assess and collect appropriate taxes and fees on supplemental and name and address changes, provide receipts to customers upon request, prepare and send February, May (33.07) and September (33.08) notices
3. Disburse daily to the entity and provide requested reports, including daily or monthly collection reports, as requested, showing receipt of all current and delinquent taxes, penalties, interest, fees collected and tax receivables due by County on the entity's behalf
4. When appropriate, refund overpayment of taxes on entity's behalf and withhold the amount of the refund from current collections and report on same
5. Process penalty and interest waiver requests (through Commissioners Court)
6. Upon request, provide the most recent assessed values of taxable property received from the appraisal district(s) for the entity, load and balance same into the County's tax collection software system
7. In partnership with the entity, develop a schedule for the publication of tax rates, prepare publications, obtain entity approvals for such, and submit, as required by law in a newspaper of general circulation (or direct mail to property owners, whichever is least costly)
8. Calculate the effective and rollback tax rates and provide to entity in a timely manner and in accordance with Tax Code requirements
9. Invoice entity for tax rate notice publications or mailings and collect publication or mailing costs
10. Upon request, provide estimates of current and total tax collection rates

11. Institute collection suits on behalf of entity of delinquent taxes as appropriate with entity's delinquent attorney
12. Remit appropriate taxes, penalty and interest to Taxing Entity as specified by property owner (if payable to Taxing Entity then fully to Taxing Entity) and remit fees each month to entity's delinquent attorney
13. Upon request, provide a copy of the annual master tax roll of entity showing all current and delinquent taxes owing by parcel number in electronic format
14. Provide or make available for inspection upon request, any other information affecting the collection of entity's taxes for the purpose of administration, auditing, reporting or any such legitimate business purpose
15. Respond to inquiries, correspondence, and requests for research or information on the tax accounts of each entity or reports requested by audit firms
16. Conduct payment research
17. The cost of additional services that may be necessary (e.g. services associated with a rollback or tax ratification election) will be determined on the same basis and methodology used to calculate assessment and collection fees. In the event said election occurs, all parties shall work together to ensure Taxing Entity is able to comply with the requirements imposed upon it. Taxing Entity refunds due to property owners as a result of a rollback shall be withheld from then current collections. Taxing Entity agrees to reimburse County the cost of such additional services within 30 days of receipt of an invoice from Assessor Collector.
18. In the event Taxing Entity determines it is in its best interest to re-establish its own tax collection efforts or to engage another taxing entity to collect taxes on its behalf, Taxing Entity agrees to reimburse County its actual cost, if any, for transferring this information upon receipt of an invoice from Assessor Collector.



Cheryl E. Johnson, PCC
Assessor and Collector of Taxes
County of Galveston
722 Moody Avenue, Galveston, Texas 77550
Toll Free (877) 766-2284 Fax: (409) 766-2479
Email: galcotax@co.galveston.tx.us



December 18, 2018

Ms. Diana Stapp, City Secretary
City of League City
300 West Walker
League City, Texas 77573

Re: Assessment & Collection Fee Change

Dear Ms. Stapp:

I am pleased to report a reduction in cost for services provided by the Galveston County Tax Office beginning in 2019!

Section 6.27(b) of the Texas Property Tax Code provides that "...the county assessor-collector is entitled to a reasonable fee, which may not exceed the actual costs incurred, for assessing and collecting taxes for a taxing unit..." Although the Code defines many processes, it is silent with regard to the calculation of this fee. Thus, shortly after taking office in 2005, my leadership team and I devised what we believe is an appropriate methodology which is to determine what we would do differently if only assessing and collecting taxes for the County. Knowing we are a much streamlined organization, I then examine our current staffing and attribute additional existing positions plus equipment costs to entity services. These total costs are divided among the total number of entity parcels to develop the necessary fee to cover them. For our partners with boundaries extending into Harris County, I estimate the actual hard cost of providing services (primarily printing and postage). Numbers are reviewed with the County Auditor and, if a change exceeding \$0.05 is appropriate, seek ratification by Commissioners.

On December 3, 2018, a revised fee was presented and ratified by County Commissioners of \$0.21 for Galveston County and \$0.97 for Harris County parcels. These represent a reduction of \$0.046 and \$0.04 respectively. Enclosed is a revised Resolution reflecting these changes. Please present to your governing board and return via USPS or electronic mail (cheryl.e.johnson@co.galveston.tx.us).

Lastly - beginning this year, we will be billing only once - in March. Should this create a hardship, please let me know. The time (and postage costs) saved helped make this fee reduction possible.

Happy New Year!

Sincerely,

A handwritten signature in cursive script that reads "Cheryl E. Johnson".

Cheryl E. Johnson, PCC

**Resolution of The City of League City
Regarding Tax Assessment and Collection Services**

WHEREAS, the Texas Property Tax Code, Section 6.22(c) allows the governing body of a taxing unit authorized to have its own assessor and collector, by official action in the manner required by law, to require the county to assess and collect the taxes the unit imposes in the county in the manner in which the county assess and collects its taxes. It further allows the governing body of the unit to revoke the requirement at any time by the same official action.

WHEREAS, the Texas Property Tax Code, Section 6.23(a)(3) affirms that the county assessor and collector shall assess and collect taxes on property in the county for the county and shall also assess and collect taxes on property for another taxing unit if the governing body of the unit requires the county to assess and collect its taxes.

WHEREAS, the Texas Property Tax Code, Section 6.27(b) provides that the county assessor collector is entitled to a reasonable fee that may not exceed the actual costs incurred for assessing and collecting taxes for a taxing unit pursuant to Section 6.23(a)(3).

NOW THEREFORE, BE IT RESOLVED THAT:

1. The City of League City requires the Galveston County Assessor and Collector of Taxes to perform assessment and collection duties as permitted by the Texas Property Tax Code 6.22(c) and 6.23(a)(3).
2. The City of League City acknowledges that assessment and collection services will be performed as outlined in Exhibit A, Assessment & Collection Services, for a fee of \$0.21 per parcel for properties located in Galveston County and \$0.97 per parcel for properties located in Harris County, as appropriate and as approved by Galveston County Commissioners Court at a properly noticed regular meeting held on December 3, 2018. Billing to occur by March 10th and due and payable no later than April 30th each year (unless otherwise negotiated).
3. Notice of any increase in fee is required by April 1 each year.

Passed and approved this _____ day of _____, 20____.

The Honorable Pat Hallisey, Mayor

ATTEST:

Diana Stapp, City Secretary