

RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, DIRECTING THE CITY MANAGER TO PREPARE A CALENDAR FOR THE ORDERLY ADOPTION OF THE PROPERTY TAX RATE AND ANNUAL OPERATING BUDGET FOR FISCAL YEAR 2023-2024 ASSUMING A PROPERTY TAX RATE THAT DOES NOT EXCEED THE VOTER-APPROVAL RATE.

WHEREAS, the City of Burleson, Texas, is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, S.B. 2, also known as the Texas Property Tax Reform and Transparency Act of 2019, passed during the 2019 Texas legislative session, made significant changes to the property tax rate setting process; and

WHEREAS, the timing of various deadlines required by law for a municipality to pass an ad valorem tax rate is greatly dependent on whether the property tax rate exceeds or does not exceed the voter-approval tax rate; and

WHEREAS, Texas Election Code § 3.005 effectively makes August 21, 2023, the deadline to adopt a property tax rate above the voter-approval rate, as August 21, 2023, is the 78th day before the November uniform election date of November 7, 2023 and, therefore, the last day to order a general election; and

WHEREAS, Texas Tax Code § 26.05 effectively makes September 29, 2023, the deadline to adopt a property tax rate that does not exceed the voter-approval rate unless a delay occurs in the delivery of the certified tax rolls to the City; and

WHEREAS, the calculation of certain City Council meeting dates, public hearings, filings, and public notices occurring prior to the property tax rate adoption are dependent on the date City Council adopts a property tax rate; and

WHEREAS, the City Council desires to provide City staff with direction as staff prepares a calendar for the orderly adoption of the property tax rate and annual operating budget by this Council.

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

Section 1

The City Council hereby directs the City Manager to prepare a calendar for the orderly adoption of the annual operating budget and property tax rate assuming a property tax rate that does not exceed the voter-approval rate of 3.5%. The recitals set forth above in this Resolution are true and

correct and are hereby adopted as findings of the City Council and are incorporated into the body of this Resolution as if fully set forth herein.

Section 2

This Resolution shall become effective from and after its date of passage in accordance with law.

PASSED AND SO RESOLVED by the City Council of the City of Burleson, Texas, this _____ day of _____, 20____:

Chris Fletcher, Mayor
City of Burleson, Texas

ATTEST:

APPROVED AS TO LEGAL FORM:

Amanda Campos, City Secretary

E. Allen Taylor, Jr., City Attorney