

## **ORDINANCE**

**AN ORDINANCE AMENDING THE REINVESTMENT ZONE NUMBER TWO, CITY OF BURLESON, TEXAS, PROJECT AND FINANCING PLAN ORIGINALLY APPROVED JUNE 22, 2006, BY AMENDING ORDINANCE C-597-06, TO ADOPT TWO ADDITIONAL PROJECTS TO THE PROJECT AND FINANCING PLAN; INCORPORATING THE RECITALS; FINDING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; MAKING THIS ORDINANCE CUMULATIVE OF PRIOR ORDINANCES; PROVIDING A SEVERABILITY CLAUSE AND EFFECTIVE DATE.**

**WHEREAS**, the City of Burleson, Texas, (the “City”) 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**, in accordance with the provisions of the Tax Increment Financing Act, Tax Code, Chapter 311, on December 15, 2005, the City Council approved Ordinance No. C-592 that established Reinvestment Zone Number Two, City of Burleson, Texas (the “TIF District”); and

**WHEREAS**, on May 11, 2006, the City Council approved Ordinance No. C-597-06 that adopted the Project and Financing Plan (the “TIF District Plan”) for the TIF District; and

**WHEREAS**, the TIF District Plan may be amended with the consent of the City Council to include projects that further the development goals of the TIF District; and

**WHEREAS**, on May 15, 2023, the Board of Directors of the TIF District approved an amendment to the TIF District Plan that adopts as an additional project described in more detail in Exhibit “A” (the “Pedestrian Improvements Project”); and

**WHEREAS**, on May 15, 2023, the Board of Directors of the TIF District approved an amendment to the TIF District Plan that adopts as an additional project described in more detail in Exhibit “B” (the “Parking Improvements Project”); and

**WHEREAS**, the City Council held a public hearing on May 15, 2023, to receive comments on amending the TIF District Plan to include the proposed projects; and

**WHEREAS**, the City caused notice of the public hearing to be published in the Fort Worth Star-Telegram, a newspaper of general circulation, on May 5, 2023, which was more than seven days before the date of the public hearing; and

**WHEREAS**, the City Council reviewed the proposed amendments to the TIF District Plan and finds and determines that the proposed amendments are feasible, conform to the master plan of the City, and further the goals of the TIF District; and

**WHEREAS**, the City Council further finds and determines that the amended TIF District Plan will result in benefits to the City, its residents, and property owners, in general, and to the property, residents, and property owners included in the TIF District;

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

**Section 1.**

The City hereby amends the TIF District Plan as set forth in Exhibits “A and “B”, attached hereto and incorporated herein by reference for all purposes, and authorizing the Pedestrian Improvements Project as Project #7 and the Parking Improvements Project as Project #8 of the TIF District Plan for the TIF District.

**Section 2.**

The recitals set forth above are incorporated into the body of this ordinance as if fully set forth herein.

**Section 3.**

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

**Section 4.**

This ordinance shall be cumulative of all provisions of ordinances of the City of Burleson, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed. To the extent that the provisions of the City of Burleson’s various development ordinances conflict with this ordinance, the terms of this ordinance shall control.

**Section 5.**

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the city council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**Section 6.**

This ordinance shall be in full force and effect from and after its passage and publication as

provided by law.

**PASSED AND APPROVED:**

**First Reading:** the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

**Final Reading:** the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Chris Fletcher, Mayor  
City of Burleson, Texas

ATTEST:

APPROVED AS TO FORM:

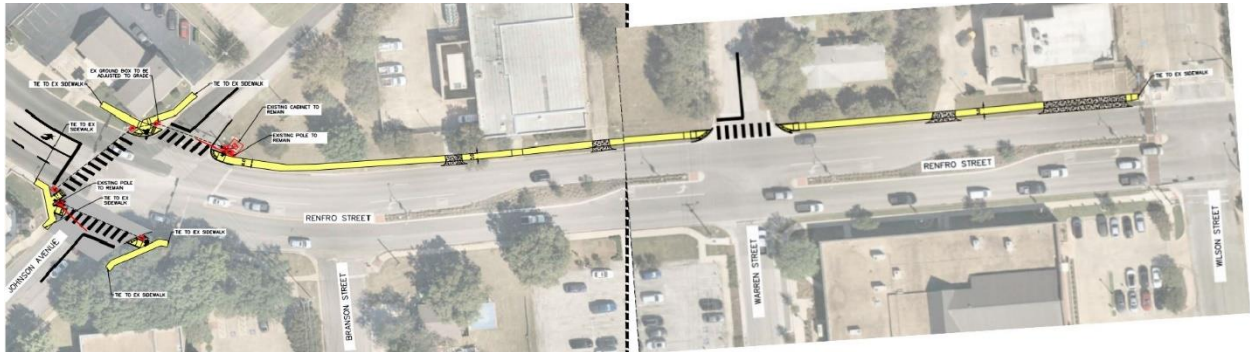
\_\_\_\_\_  
Amanda Campos, City Secretary

\_\_\_\_\_  
E. Allen Taylor, Jr., City Attorney

## EXHIBIT "A"

### Pedestrian Improvements Project

The TIF would support the construction of public improvements in accordance with the approved Project and Financing Plan. The TIF would contribute an estimated \$200,000.00 for construction of sidewalk and pedestrian crossing improvements within the District along Renfro Street and Johnson Avenue. The improvements will be paid out of existing fund capacity.



The project will increase pedestrian mobility in the District by providing sidewalks along the north side of W Renfro St from N Wilson St to NE Johnson Ave and along the intersection of Renfro and Johnson. The project will include crosswalks, ramps, and signal improvements to make the connection ADA compliant.

## EXHIBIT "B"

### Parking Improvements Project

The TIF would support the construction of public improvements in accordance with the approved Project and Financing Plan. The TIF would contribute an estimated \$950,000.00 for the acquisition and construction of a parking lot at the corner of S Warren St and W Ellison St at 116 S Warren St. The improvements will be paid out of existing fund capacity.

The project will provide additional parking for the District by adding approximately 29 new spaces.

