

## **ORDINANCE**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, APPROVING AND ADOPTING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022, AND TERMINATING SEPTEMBER 30, 2023, AND MAKING APPROPRIATIONS FOR EACH FUND; FINDING THE RECITALS ARE TRUE AND CORRECT; INSTRUCTING THE CITY MANAGER TO FILE THE BUDGET WITH THE COUNTY CLERK AND POST TO THE CITY WEBSITE; REPEALING CONFLICTING ORDINANCES; PROVIDING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; AND FINDING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.**

**WHEREAS**, the City Manager of the City of Burleson, Texas (hereinafter referred to as the "City") has caused to be filed with the City Secretary a budget to cover all proposed expenditures of the government of the City for the fiscal year beginning October 1, 2022, and ending September 30, 2023, (hereinafter referred to as the "Budget"); and

**WHEREAS**, public notice of the public hearing on the Budget, stating the date, time, place and subject matter of said public hearing, was given as required by the City Charter and the laws of the State of Texas; and

**WHEREAS**, the notice of a public hearing on the Budget was published on August 22, 2022 in the *Fort Worth Star-Telegram*, which was not earlier than the 30th, or later than the 10<sup>th</sup> day before the date of the said public hearing; and

**WHEREAS**, other legal notices of the Budget and said public hearing were given in accordance with all applicable law; and

**WHEREAS**, the Burleson 4A Economic Development Corporation adopted the corporation's FY2022-2023 annual budget on August 15, 2022, in Resolution 4A081522AnnualBudget; and

**WHEREAS**, the City Council ratified the budget of the Burleson 4A Economic Development Corporation on August 15, 2022; and

**WHEREAS**, the Burleson Community Services Development Corporation adopted the corporation's FY2022-2023 annual budget on August 15, 2022, in Resolution 4B081522AnnualBudget; and

**WHEREAS**, the City Council ratified the budget of the Burleson Community Services Development Corporation on August 15, 2022; and

**WHEREAS**, the Tax Increment Reinvestment Zone Number Two, City of Burleson, Texas adopted the board's FY2022-2023 annual budget on August 15, 2022, by resolution; and

**WHEREAS**, such public hearing was held on September 6, 2022, prior approval of such date being hereby ratified and confirmed by the City Council, and all those wishing to speak on the Budget were heard; and

**WHEREAS**, the City Council has studied the Budget and listened to the comments of the taxpayers at the public hearing held therefore and has determined that the Budget attached hereto is in the best interest of the City.

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

#### **Section 1**

That all of the above premises are found to be true and correct and are incorporated into the body of this Ordinance as if copied in their entirety.

#### **Section 2**

That the Budget attached hereto and incorporated herein for all purposes is adopted for the Fiscal Year beginning October 1, 2022, and ending September 30, 2023; and there is hereby appropriated from the funds indicated such projects, operations, activities, purchases and other expenditures as proposed in the Budget.

#### **Section 3**

That, in accordance with state law, the City Manager shall file or cause to be filed a true and correct copy of the approved Budget, along with this ordinance, with the City Secretary and in the office of the County Clerk of Johnson and Tarrant County, Texas, and post a copy of the budget on the City's Internet website.

#### **Section 4**

That the distribution and division of the above-named appropriations is made at the fund level in the general fund and the water and sewer fund for the payment of operating expenses and capital outlay as set out in the municipal budget.

#### **Section 5**

That at any time during the fiscal year, the City Manager may transfer part or all of any unencumbered appropriation balance among or between accounts within a fund. The City Council may, at the recommendation of the City Manager or on its own volition, transfer part or all of any unencumbered appropriation balance from one fund to another fund by ordinance or resolution.

#### **Section 6**

That any and all ordinances, resolutions, rules, regulations, policies or provisions in conflict with the provisions of this Ordinance are hereby repealed and rescinded to the extent of conflict herewith.

### **Section 7**

That if any section, article , paragraph, sentence, clause, phrase or word in this Ordinance, or application thereto any person or circumstances is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance; and the City Council hereby declares it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

### **Section 8**

That the necessity of adopting and approving a proposed budget for the next fiscal year as required by the laws of the State of Texas requires that this Ordinance shall take effect immediately from and after its passage, and it is accordingly so ordained.

### **Section 9**

That the City Council finds at that meeting adopting the Budget there was a quorum present and finds further that said meeting was held in accordance with the provisions of Texas Government Code § 551.001, et. seq.

### **Section 10**

The City Secretary is hereby directed to record this Ordinance and the vote to adopt the Budget.

**PASSED AND APPROVED:**

**FIRST READING - SEPTEMBER 6, 2022**

**The motion to approve this Ordinance was made by \_\_\_\_\_  
and seconded by \_\_\_\_\_, and the Ordinance was passed  
and approved by the vote [AYE \_\_\_\_\_ - NAY \_\_\_\_\_]:**

	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
Chris Fletcher, Mayor				
Victoria Johnson, Place 1				
Rick Green, Place 2				
Jimmy Stanford, Place 3				
Tamara Payne, Place 4				
Dan McClendon, Place 5				
Ronnie Johnson, Place 6				

**FINAL READING - SEPTEMBER 12, 2022**

The motion to approve this Ordinance was made by \_\_\_\_\_  
and seconded by \_\_\_\_\_, and the Ordinance was passed  
and approved by the vote [AYE \_\_\_\_\_ - NAY \_\_\_\_\_]:

	Ave	Nay	Abstain	Absent
Chris Fletcher, Mayor				
Victoria Johnson, Place 1				
Rick Green, Place 2				
Jimmy Stanford, Place 3				
Tamara Payne, Place 4				
Dan McClendon, Place 5				
Ronnie Johnson, Place 6				

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

ATTEST:

APPROVED AS TO FORM:

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

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