

## **ORDINANCE**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, LEVYING THE AD VALOREM PROPERTY TAX OF THE CITY OF BURLESON, TEXAS, FOR THE YEAR 2023, ON ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY ON JANUARY 1, 2023, AND ADOPTING A TAX RATE OF \$0.6325 PER \$100 OF VALUATION FOR 2023; PROVIDING REVENUES FOR PAYMENT OF CURRENT MUNICIPAL MAINTENANCE AND OPERATION EXPENSES AND FOR PAYMENT OF INTEREST AND PRINCIPAL ON OUTSTANDING CITY OF BURLESON DEBT; PROVIDING FOR ENFORCEMENT OF COLLECTIONS; 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**, notice of the tax rate and public hearing on the tax rate was published on August 24, 2022, in the *Fort Worth Star-Telegram*, in accordance with state law; and

**WHEREAS**, notice of the tax rate and public hearing on the tax rate was posted on the City of Burleson's Internet website in accordance with state law; and

**WHEREAS**, the City Council of the City of Burleson (the "City") held a public hearing on the proposed tax rate, and such public hearing was held on September 5, 2023, prior approval of such date being hereby ratified and confirmed by the City Council, and all those wishing to speak on the tax rate were heard; and

**WHEREAS**, this Ordinance sets a tax rate of \$0.6325 per \$100 of valuation that, if applied to the total taxable value, will impose an amount of taxes to fund maintenance and operation expenditures of the City that exceeds the amount of taxes imposed for that purpose in 2022; and

**WHEREAS**, the City Council has studied tax rate of \$0.6325 per \$100 of valuation and listened to the comments of the taxpayers at the public hearings held therefore, and has determined that the 2023 tax rate of tax rate of \$0.6325 per \$100 of valuation 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**

By authority of the Charter of the City of Burleson, Texas, and the laws of the State of Texas, there is hereby levied and adopted for the tax year 2023, on all taxable property situated within the corporate limits of the City of Burleson, Texas, on January 1, 2023, a tax rate of \$0.6325 for each \$100 of taxable value.

### **Section 3**

Of the total tax rate, \$0.4402 for each \$100 of taxable value is hereby included, adopted and shall be distributed to fund maintenance and operation expenditures of the City in accordance with Section 26.05(a)(2) of the Texas Tax Code and any other applicable laws. **THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 3.48 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$14.80.**

### **Section 4**

Of the total tax rate, \$0.1923 for each \$100 of taxable value is hereby included, adopted, and shall be distributed to pay the City's debt service as provided by Sections 26.04(e)(3)(C) and 26.05(a)(l) of the Texas Tax Code and any other applicable laws.

### **Section 5**

The City Manager, or the City Manager's designee, shall notify the tax assessor-collectors of Johnson and Tarrant counties of the ad valorem tax rate adopted by the City in this Ordinance before September 30, 2023.

### **Section 6**

The City Manager, or the City Manager's designee, shall include the following statement on the homepage of the City's Internet website: **THE CITY OF BURLESON, TEXAS, ADOPTED A TAX RATE THAT WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 3.48 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$14.80.**

### **Section 7**

For enforcement of the collection of taxes hereby levied the City of Burleson shall have available all rights and remedies provided by law.

### **Section 8**

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 9**

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 10**

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 11**

The City Council finds at that meeting adopting this Ordinance 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 12**

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

**PASSED AND APPROVED** \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

**FIRST READING - SEPTEMBER 5, 2023**

**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				

Phil Anderson, Place 2				
Ronnie Johnson, Place 3				
Larry Scott, Place 4				
Dan McClendon, Place 5				
Adam Russell, Place 6				

**FINAL READING - SEPTEMBER 11, 2023**

**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				
Phil Anderson, Place 2				
Ronnie Johnson, Place 3				
Larry Scott, Place 4				
Dan McClendon, Place 5				
Adam Russell, Place 6				

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

ATTEST:

APPROVED AS TO FORM:

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

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