

ORDINANCE NO. 818

AN ORDINANCE OF THE CITY OF EVERMAN ADOPTING AN AD VALOREM TAX RATE FOR THE FISCAL YEAR 2025 AND LEVYING THE AD VALOREM TAXES FOR THE YEAR 2024 (FISCAL YEAR 2024-2025) AT A RATE OF 1.026080 CENTS PER ONE HUNDRED DOLLARS (\$100) ASSESSED VALUATION ON ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF EVERMAN AS OF JANUARY 1, 2024, TO PROVIDE REVENUE FOR THE PAYMENT OF CURRENT EXPENSES; PROVIDING FOR AN INTEREST AND SINKING FUND FOR ALL OUTSTANDING DEBT OF THE CITY OF EVERMAN; PROVIDING FOR DUE AND DELINQUENT DATES TOGETHER WITH PENALTIES AND INTEREST; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, following public notice duly posted and published in all things as required by law, a public hearing was held by and before the City Council of the City of Everman, the subject of which was the adoption of the proposed tax rate for the City of Everman for Fiscal Year 2024-2025, submitted by the City Manager in accordance with the provision of law; and

WHEREAS, the City Council, upon full consideration of the matter, is of the opinion that the tax rate hereinafter set forth is proper and should be approved and adopted;

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

SECTION 1. There is hereby adopted for the fiscal year 2025 and levied for the year 2024 on all taxable property, real, personal and mixed, situated within the corporate limits of the City of Everman, and not exempt by the Constitution of the State and valid State laws, a tax of 1.026080 cents on each one hundred dollars (\$100) assessed valuation of taxable property, and shall be apportioned and distributed as follows:

- (a) For the purpose of maintenance and operation, defraying the current expenditures of the municipal government of the City of Everman, a tax of \$0.829266 on each one hundred dollars (\$100) assessed value on all taxable property.

- (b) For the purpose of creating a sinking fund to pay the interest and principal maturities of all outstanding debt of the City of Everman, not otherwise provided for, a tax of \$0.196814 on each one hundred dollars (\$100) assessed value of taxable property within the City of Everman and shall be applied to the payment of interest and maturities of all such outstanding debt.

SECTION 2. 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 3.63 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$57.55.

SECTION 3. All ad valorem taxes shall become due and payable on October 1, 2024, and all ad valorem taxes for the year shall become delinquent if not paid prior to February 1, 2025. There shall be no discount for payment of taxes prior to February 1, 2025. A delinquent tax shall incur all penalty and interest authorized by law, to wit:

- (a) A penalty of six percent on the amount of the tax for the first calendar month it is delinquent, plus one percent for each additional month or portion of a month the tax remains unpaid prior to July 1 of the year in which it becomes delinquent.
- (b) Provided, however, a tax delinquent on July 1, 2025, incurs a total penalty of twelve percent of the amount of delinquent tax without regard to the number of months the tax has been delinquent. A delinquent tax shall also accrue interest at the rate of one percent for each month or portion of a month the tax remains unpaid. Taxes for the year 2024 and taxes for all future years that become delinquent on or after February 1 but not later than May 1, that remain delinquent on July 1 of the year in which they become delinquent, incur an additional penalty in the amount of twenty percent (20%) of taxes, penalty and interest due, pursuant to Texas Property Tax Code Section 6.30 and 33.07, as amended. Taxes assessed against tangible personal property for the year 2024 and for all future years that become delinquent on or after February 1 of a year incur an additional penalty on the later of the date the personal property taxes become subject to the delinquent tax attorney's contract, or 60 days after the date the taxes become delinquent, such penalty to be in the amount of twenty percent (20%) of taxes, penalty and interest due, pursuant to Texas Property Tax Code Section 33.11. Taxes for the year 2024 and taxes for all future years that remain delinquent on or after June 1 under Texas Property Tax Code Sections 26.075(j), 26.15(e), 31.03, 31.031, 31.032, 31,033, 31.04, or 42.42 incur an additional penalty in the amount of twenty percent (20%) of taxes, penalty, and interest due, pursuant to Texas Property Tax Code Section 6.30 and Section 33.08, as amended.

SECTION 4. The City shall have available all the rights and remedies provided by law for the enforcement of the collection of taxes levied under this Ordinance.

SECTION 5. The tax roll as presented to the City Council, together with any supplements thereto, be and the same are hereby approved.

SECTION 6. All ordinances of the City of Everman in conflict with the provisions of this Ordinance be, and the same are hereby, repealed and all other provisions of the ordinances of the City of Everman not in conflict with the provisions of this Ordinance shall remain in full force and effect.

SECTION 7. That should any sentence, paragraph, subdivision, clause, phrase, or section of this Ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this Ordinance as a whole or any part or provision thereof other than the part thereof decided to be unconstitutional, illegal, or invalid.

SECTION 8. This ordinance shall take effect immediately from and after its passage, as the law and charter in such cases provide.

UPON CALLING FOR A VOTE FOR APPROVAL OF THIS ORDINANCE, THE MEMBERS OF THE CITY COUNCIL VOTED AS FOLLOWS:

	Aye	Nay
Mayor Ray Richardson		
Susan Mackey, Mayor Pro Tem, Place 4		
Linda Sanders, Place 1		
Carolyn Renfro, Place 2		
Johnnie Allen, Place 3		
Judy Sellers, Place 5		
Miriam Davila, Place 6		

WITH ___ VOTING “AYE” AND ___ VOTING “NAY”, AND AT LEAST 60^ OF THE MEMBERS OF THE GOVERNING BODY VOTING IN FAVOR OF THE ORDINANCE, THIS ORDINANCE IS DULY PASSED BY THE CITY COUNCIL OF THE CITY OF EVERMAN, TEXAS ON THIS THE 27TH DAY OF AUGUST, 2024.

APPROVED:

RAY RICHADSON, MAYOR

APPROVED AS TO FORM:

CORRECTLY ENROLLED:

VICTORIA THOMAS, CITY ATTORNEY

4869-1614-5367, v. 1

MINDI PARKS, CITY SECRETARY