

ORDINANCE NO. 832-2023

AN ORDINANCE PROVIDING FOR THE LEVY AND COLLECTION OF AD VALOREM TAXES OF THE CITY OF HILSHIRE VILLAGE, TEXAS, FOR THE YEAR 2023; PROVIDING FOR TWO COMPONENTS TO THE PROPOSED TAX RATE, CONSISTING OF A TAX RATE OF \$0.116098 ON EACH ONE HUNDRED DOLLARS OF VALUATION FOR THE PURPOSE OF PAYING THE ACCRUING INTEREST AND TO PROVIDE A SINKING FUND FOR PAYMENT OF THE INDEBTEDNESS OF THE CITY AND A TAX RATE OF \$0.444334 ON EACH ONE HUNDRED DOLLARS OF VALUATION FOR THE PURPOSE OF FUNDING THE MAINTENANCE AND OPERATION EXPENDITURES, EACH APPROVED BY SEPARATE MOTION; PROVIDING FOR THE DATE ON WHICH SUCH TAXES SHALL BE DUE AND PAYABLE; PROVIDING FOR PENALTY AND INTEREST ON ALL TAXES NOT TIMELY PAID; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH AND PROVIDING FOR SEVERABILITY.

WHEREAS, Section 26.05 of the Texas Property Tax Code provides that before the later of September 30th, or the 60th day after the date the certified appraisal roll is received by the taxing unit, the governing body of each taxing unit shall adopt a tax rate for the current tax year; and

WHEREAS, such Section further provides that where the tax rate consists of two components (one which will impose the amount of taxes needed to pay the unit's debt service and the other which will impose the amount of taxes needed to fund maintenance and operation expenditures of the unit for the next year), each of the components must be approved separately; and

WHEREAS, the proposed tax rate for the current tax year of the City of Hilshire Village, Texas, consists of two components, each or which are separately approved by council:

A. a tax rate of \$0.116098 on each one hundred dollars of valuation for the purpose of paying the accruing interest and to provide a sinking fund for payment of the indebtedness of the City, and

B. a tax rate of \$0.444334 Cents on each one hundred dollars of valuation for the purpose of funding the maintenance and operation expenditures of the City for the next fiscal year; and

WHEREAS, 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 3.49981 PERCENT FROM THE NO-NEW-REVENUE MAINTENANCE AND OPERATIONS RATE AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$15.03; and

C. a total tax rate of \$0.560432 Cents on each one hundred dollars of valuation for the purpose of funding fiscal year ending 2024 municipal budget; and

WHEREAS, THE TOTAL PROPERTY TAX RATE OF \$0.560432, IS EFFECTIVELY A 1.65 PERCENT INCREASE FROM THE NO NEW REVENUE TAX RATE; and

WHEREAS, all notices and hearings required by law as a prerequisite to the passage, approval, and adoption of this Ordinance have been timely and properly given and held; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HILSHIRE VILLAGE:

Section 1. The facts and recitations set forth in the preamble of this Ordinance are found to be true and correct and are hereby adopted, ratified and confirmed.

Section 2. There is hereby levied, for the tax year 2023, to fund the City's fiscal year ending 2024 municipal budget, an ad valorem tax at the total rate of \$0.560432 Cents on each One Hundred Dollars (\$100) of assessed valuation on all property, real, personal and mixed, within the corporate limits of the City, upon which an ad valorem tax is authorized by law to be levied by the City of Hilshire Village, Texas. All such taxes shall be assessed and collected in current money of the United States of America.

Section 3. Of such total tax levied in Section 2 hereof, \$0.444334/100 is levied to fund maintenance and operation expenditures of the City for the fiscal year ending 2024. Of the total tax levied in Section 2 hereof, \$0.116098/100 of valuation is levied for the purpose of paying the interest on bonds, warrants, certificates of obligation, or other lawfully authorized evidence of indebtedness issued by the City of Hilshire Village, Texas, including the various installments of principal due on the serial bonds, warrants, certificates of obligation, or other lawfully authorized evidence of indebtedness issued by the City as such installments shall respectively mature in the fiscal year ending 2024.

Section 4. All ad valorem taxes levied hereby, in the total amount of \$0.560432 on each One Hundred Dollars (\$100.00) of assessed valuation, as reflected by Sections 2 and 3 hereof, shall be due and payable on or before January 31, 2024. All ad valorem taxes due the City of Hilshire Village, Texas, and not paid on or before January 31st following the year for which they were levied, shall bear the maximum penalty and interest prescribed in the Texas Tax Code. Provided, however, that 1) a person who pays one-half (1/2) of the taxes before December 1, 2023 may pay the remaining taxes without incurring any penalty or interest before July 1, 2024; or 2) a person may pay in four equal installments without penalty or interest if the first installment is paid before

the delinquency date (February 1) and is accompanied by notice that the person will pay the remaining taxes in three equal installments before April 1, June 1 and August 1, respectively.

Section 5. All ordinances and parts of ordinances inconsistent or in conflict herewith are, to the extent of such conflict, hereby repealed; provided, however, nothing in this Ordinance shall be construed to alter the residential homestead exemption, over 65 residential homestead exemption, or disabled individual property owner's exemption provided by the City, if any.

Section 6. In the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional and the City Council of the City of Hilshire Village, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

PASSED, APPROVED, AND ADOPTED on this 19th day of September 2023 by a roll call vote.

Pos. 1,	Mike Gordy	Aye
Pos. 2,	Justin Crawford	Aye
Pos. 3,	Andy Carey	Aye
Pos. 4,	Mark Huber	Aye
Pos. 5,	Kristi Cooper	Aye

THE TAX RATE FOR DEBT SERVICE PASSED, APPROVED, AND ADOPTED on this 19th day of September 2023 by a roll call vote.

Pos. 1,	Mike Gordy	Aye
Pos. 2,	Justin Crawford	Aye
Pos. 3,	Andy Carey	Aye
Pos. 4,	Mark Huber	Aye
Pos. 5,	Kristi Cooper	Aye

THE TAX RATE FOR MAINTENANCE AND OPERATION PASSED, APPROVED, AND ADOPTED on this 19th day of September 2023 by a roll call vote.

Pos. 1,	Mike Gordy	Aye
Pos. 2,	Justin Crawford	Aye
Pos. 3,	Andy Carey	Aye
Pos. 4,	Mark Huber	Aye
Pos. 5,	Kristi Cooper	Aye

THE 2023 PROPERTY TAX RATE PASSED, APPROVED, AND ADOPTED on this 19th day of September 2023 by a roll call vote.

Pos. 1,	Mike Gordy	Aye
Pos. 2,	Justin Crawford	Aye
Pos. 3,	Andy Carey	Aye
Pos. 4,	Mark Huber	Aye
Pos. 5,	Kristi Cooper	Aye

CITY OF HILSHIRE VILLAGE

Robert F. Buesinger, Mayor

Attest:

Cassie Stephens, City Secretary