

ORDINANCE NO. 2023-010

AN ORDINANCE OF THE CITY OF WEST LAKE HILLS, TEXAS, APPROVING THE 2023 AD VALOREM TAX RATE AND LEVY OF SEVENTEEN & EIGHTY-SIX HUNDREDTHS CENTS (\$0.1786) PER ONE HUNDRED DOLLARS (\$100.00) OF ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CORPORATE CITY LIMITS OF THE CITY; PROVIDING FOR PENALTIES AND INTEREST; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; SEVERABILITY; SAVINGS CLAUSE; PUBLICATION AND EFFECTIVE DATE

WHEREAS, Section 26.05 of the Texas Property Tax Code provides that before the latter of September 30th or the 60th day after the date the City receives the certified appraisal roll the City Council 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 City's debt service and the other which will impose the amount of taxes needed to fund maintenance and operation expenditures for the next year), each of such two components must be approved separately; and

WHEREAS, by separate motions heretofore adopted by the City Council of the City of West Lake Hills, Texas, at a regular meeting of City Council held on the 13th day of September, 2023, said City Council has approved separately the tax rate heretofore specified for each of said components: and

WHEREAS, all notices and hearing required by law as 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 WEST LAKE HILLS, STATE OF TEXAS:

Section 1. Adoption of Findings of Fact. The findings and recitations set out in the preamble of this Ordinance are found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes, as findings of fact.

Section 2. Levy of Ad Valorem Tax. There is hereby levied, for the tax year 2023, to fund the City's fiscal year 2023-24 municipal budget, and ad valorem tax at the total rate of \$0.1786 on each One Hundred Dollars (\$100) of assessed value of taxable property, within the corporate limits of the City, upon which an ad valorem tax is authorized by law to be levied by the City of West Lake Hills, Texas. All such taxes shall be assessed and collected in current money of the United States of America.

Section 3. Maintenance and Operations Tax. Of the total tax levied in Section 2 hereof, \$0.1178 is levied to fund maintenance and operation expenditures of the City for the fiscal year 2023-24. This tax rate will raise more revenue for maintenance and operations than last year's tax rate due

to increased property values. The tax rate will effectively raise 11% more revenue for maintenance and operations while a \$100,000 home's taxes will increase by approximately \$11.70 per year.

Section 4. Debt Service Tax. Of the total tax levied in Section 2 hereof, \$0.0608 is levied for the purpose of paying the interest, general obligation bonds, certificate of obligation bonds, warrants, or other lawfully authorized evidence of indebtedness issued by the City of West Lake Hills, Texas, including the various installment of principal due on the general obligation bonds, certificate of obligation bonds, warrants, or other lawfully authorized evidence of indebtedness issued by the City, as such installments shall respectively mature in the fiscal year 2023-24.

Section 5. Due date for paying taxes. All ad valorem taxes levied hereby, in the total amount of \$0.1786 on each One Hundred Dollars (\$100) of assessed valuation, as reflected by Sections 2, 3, and 4 hereof, shall be due and payable on or before January 31, 2024. All ad valorem taxes due the City of West Lake Hills, Texas, and not paid on or before January 31st following the year for which they were levied, shall bear penalty and interest as prescribed in the Texas Tax Code.

Section 6. Severability. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph or section of the Ordinance should be declared invalid by a final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of the Ordinance, since the same would have been enacted by the City Council without the incorporation of this Ordinance of any such invalid phrase, clause, sentence, paragraph or section. If any provision of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision, and to the end the provisions of this Ordinance are declared to be severable.

Section 7. Effective Date. This Ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Tex. Loc. Gov't. Code.

Section 8. Open Meetings. It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Tex. Gov't. Code.

PASSED & APPROVED this, the 13th day of September 2023, by the following City Council of the City of West Lake Hills roll call vote:

Mayor Pro Tem Bowman	<u>✓</u>	<i>For</i>	<u> </u>	<i>against</i>	<u> </u>	<i>abstain</i>	<u> </u>	<i>absent</i>
Councilmember Vaughan	<u>✓</u>	<i>For</i>	<u> </u>	<i>against</i>	<u> </u>	<i>abstain</i>	<u> </u>	<i>absent</i>
Councilmember Plunkett	<u>✓</u>	<i>For</i>	<u> </u>	<i>against</i>	<u> </u>	<i>abstain</i>	<u> </u>	<i>absent</i>
Councilmember South	<u>✓</u>	<i>For</i>	<u> </u>	<i>against</i>	<u> </u>	<i>abstain</i>	<u> </u>	<i>absent</i>
Councilmember Walker	<u>✓</u>	<i>For</i>	<u> </u>	<i>against</i>	<u> </u>	<i>abstain</i>	<u> </u>	<i>absent</i>

CITY OF WEST LAKE HILLS:

Linda Anthony

Linda Anthony, Mayor

ATTEST:

Terry Blanchard

Terry Blanchard, TRMC
City Secretary

