

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING THE FISCAL YEAR 2022-2023 BUDGET AND FIVE-YEAR SERVICE PLAN FOR PUBLIC IMPROVEMENT DISTRICT NO. 1 – DOWNTOWN; MAKING THIS ORDINANCE CUMULATIVE OF ALL OTHER ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Public Improvement District Assessment Act, Chapter 372 of the Texas Local Government Code (“Act”), allows for the creation of public improvement districts;

**WHEREAS**, on June 23, 2009, the City Council of the City of Fort Worth (“City Council”) authorized the re-establishment of Public Improvement District No. 1 – Downtown (“District”), as a public improvement district in accordance with the Act and Resolution No. 3756-06-2009;

**WHEREAS**, on September 13, 2022, the City Council adopted Ordinance No. 25710-09-2022, approving the fiscal year 2022-2023 budget, five-year service plan, assessment plan, and tax year 2022 assessment roll for the District;

**WHEREAS**, the City Council desires to amend the fiscal year 2022-2023 budget and five-year service plan (“Amended Service Plan”), which is attached hereto as Exhibit A and incorporated herein for all purposes;

**WHEREAS**, the Amended Service Plan is intended to supersede the Service Plan set out in Ordinance No. 25710-09-2022; and

**WHEREAS**, the Amended Service Plan will not affect the previously adopted Assessment Plan or Assessment Roll.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS THAT:**

**SECTION 1.**

The Recitals and findings listed above are true and correct and form the basis upon which this Ordinance is being adopted and are incorporated herein by reference.

**SECTION 2.**

The City Council hereby approves and adopts the Amended Service Plan for fiscal year 2022-2023. In doing so, the City Council finds that the supplemental services and improvements set forth in the Service Plan are feasible and advisable and will serve the needs and desires of the property owners in the District.

**SECTION 3.**

Should any portion, section or part of a section of this Ordinance be declared invalid, inoperative, or void for any reason by a court of competent jurisdiction, such decision, opinion or judgment shall in no way impair the remaining portions, sections, or parts of sections of this Ordinance, which shall remain in full force and effect.

**SECTION 4.**

This Ordinance is cumulative of all other ordinances and appropriations amending the same except in those instances where the provisions of this Ordinance are in direct conflict with such other ordinances and appropriations, in which instance said conflicting provisions of said prior ordinances and appropriations are hereby expressly repealed.

**SECTION 5.**

The City Secretary is directed to cause a copy of this Ordinance to be recorded in the real property records of Tarrant County, Texas no later than the seventh (7<sup>th</sup>) day after the adopted date of this Ordinance.

**SECTION 6.**

This Ordinance takes effect and will be in full force and effect from and after the date of its passage.

**AND IT IS SO ORDAINED.**

**APPROVED AS TO FORM  
AND LEGALITY:**

**ATTEST:**

\_\_\_\_\_

Nico Arias, Assistant City Attorney

\_\_\_\_\_

Jannette Goodall, City Secretary

M&C: \_\_\_\_\_

Adopted and Effective: \_\_\_\_\_

## EXHIBIT A AMENDED SERVICE PLAN



City of Fort Worth  
Mid-Year Five Year Service Plan FY 22-23 - FY26-27  
Public Improvement District No. 1 - Fort Worth  
FIVE YEAR SERVICE PLAN



	FY22/23	FY23/24	FY24/25	FY25/26	FY26/27
<b>REVENUES</b>					
PID Assessments*	\$ 2,741,826	\$ 2,824,081	\$ 2,943,242	\$ 3,031,539	\$ 3,122,485
COFW Assessment	337,058	295,395	295,395	295,395	295,395
COFW Payment in lieu of Services	156,431	165,000	168,300	171,666	175,099
PID Generated Revenue	150,000	150,000	150,000	150,000	150,000
<b>Total Budgeted Revenues</b>	<b>\$ 3,385,315</b>	<b>\$ 3,434,476</b>	<b>\$ 3,566,937</b>	<b>\$ 3,648,600</b>	<b>\$ 3,742,979</b>
Use of Fund Balance	-	-	-	-	-
<b>Total Revenues</b>	<b>\$ 3,385,315</b>	<b>\$ 3,434,476</b>	<b>\$ 3,566,937</b>	<b>\$ 3,648,600</b>	<b>\$ 3,742,979</b>
<b>EXPENSES</b>					
Management Fee	\$ 502,750	\$ 512,805	\$ 528,189	\$ 544,035	\$ 560,356
Utilities	11,500	12,000	13,000	14,000	15,000
Landscaping	106,000	110,000	110,000	110,000	110,000
Maintenance & Operations	1,251,950	1,260,000	1,270,000	1,270,000	1,270,000
Tree Lights	100,000	20,000	30,000	20,000	45,000
Security	10,700	10,700	11,981	12,220	12,220
Ambassador Program	703,000	685,000	685,000	725,000	725,000
Newsletter	12,500	12,500	12,500	12,500	12,500
Marketing & Research	417,200	400,000	400,000	400,000	400,000
Transportation & Planning	200,350	175,350	165,000	168,300	171,666
City Audit	2,500	2,500	2,500	2,500	2,500
City Administrative Fee	66,865	68,690	71,139	72,972	74,860
<b>Total Budgeted Expenses</b>	<b>\$ 3,385,315</b>	<b>\$ 3,269,545</b>	<b>\$ 3,299,309</b>	<b>\$ 3,351,527</b>	<b>\$ 3,399,102</b>
Contribution to Fund Balance	\$ -	\$ 164,931	\$ 257,628	\$ 297,073	\$ 343,877
<b>Total Expense</b>	<b>\$ 3,385,315</b>	<b>\$ 3,434,476</b>	<b>\$ 3,556,937</b>	<b>\$ 3,648,600</b>	<b>\$ 3,742,979</b>
<b>Net Change in Fund Balance</b>	<b>\$ -</b>	<b>\$ 164,931</b>	<b>\$ 257,628</b>	<b>\$ 297,073</b>	<b>\$ 343,877</b>
Fund Balance, Beginning of Year (Estimated Yrs 2-5)	157,245	128,685	293,596	551,224	848,297
Estimated Fund Balance, End of Year	157,245	293,596	551,224	848,297	1,192,174
Reserve Requirement	545,033	549,995	558,700	566,630	566,630
<b>Over (Under) Reserve</b>	<b>\$ (387,788)</b>	<b>\$ (256,399)</b>	<b>\$ (7,476)</b>	<b>\$ 281,667</b>	<b>\$ 625,544</b>

\*FY2023 draft Assessment Rate = \$.13

The total budgeted costs of the improvements and services for the District for fiscal year 2022-2023 are \$3,385,315.00. Of this amount, \$2,741,826.00 will be funded by assessments collected on privately-owned parcels located in the District. The remainder of the costs will be funded by other revenue sources, including:

- \$156,431.00 in direct payments from the City for payment in lieu of services, which was appropriated from the General Fund balance by City Council action on September 13, 2022, and by this amendment;
- \$337,058.00 in direct payments from the City for payment in lieu of assessments, which was appropriated from the General Fund Balance by City Council action on September 13, 2022, and by this amendment.
- \$150,000.00 in additional funds to be transferred from revenue generated by the PID.