

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE FISCAL YEAR 2022-2023 BUDGET AND FIVE-YEAR SERVICE PLAN FOR PUBLIC IMPROVEMENT DISTRICT NO. 11 – STOCKYARDS; 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 February 2, 2003, the City Council of the City of Fort Worth (“City Council”) authorized the establishment of Public Improvement District No. 11 – Stockyards (“District”), as a public improvement district in accordance with the Act and Resolution No. 2925;

WHEREAS, on September 13, 2022, the City Council adopted Ordinance No. 25716-09-2022, 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. 25716-09-2022; 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 (7th) 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 Adjustment Five Year Service Plan FY22-23 - FY26-27
Public Improvement District No. 11 - Stockyards

	FY 22/23	FY23/24	FY24/25	FY25/26	FY26/27
REVENUES					
PID Assessments	\$ 345,399	\$ 359,215	\$ 373,584	\$ 388,527	\$ 404,068
COFW Assessment	8,293				
Total Budgeted Revenues	\$ 353,692	\$ 359,215	\$ 373,584	\$ 388,527	\$ 404,068
Use of Fund Balance	65,819	-			
Total Funds Available for Use	\$ 419,511	\$ 359,215	\$ 373,584	\$ 388,527	\$ 404,068
EXPENSES					
Management Fee	\$ 18,458	\$ 18,458	\$ 18,458	\$ 18,458	\$ 18,458
Litter Abatement & Maintenance	80,000	70,000	70,000	80,000	85,000
Security	130,000	57,000	70,000	80,000	90,000
Public Events	46,490	49,073	49,000	70,000	74,850
Capital Improvements- Signs on Exchange & Rodeo Plaza	40,000	100,000	100,000	70,000	70,000
Website & Other Marketing	45,000	55,000	55,000	55,000	55,000
Professional Services	50,000				
City Audit Fee	2,500	2,500	2,500	2,500	2,500
City Administrative Fee	7,063	7,184	7,472	7,771	8,081
Total Budgeted Expenses	\$ 419,511	\$ 359,215	\$ 372,430	\$ 383,729	\$ 403,889
Contribution to Fund Balance	-	-	1,154	4,798	179
Total Expenses	\$ 419,511	\$ 359,215	\$ 373,584	\$ 388,527	\$ 404,068
Net Change in Fund Balance	\$ (65,819)	\$ -	\$ 1,154	\$ 4,798	\$ 179
Fund Balance, Beginning of Year (Estimated Yrs 2-5)	171,705	105,886	105,886	107,040	111,838
Estimated Fund Balance, End of Year	105,886	105,886	107,040	111,838	112,017
Reserve Requirement	59,881	62,084	63,968	67,328	67,328
Over (Under) Reserve	\$ 46,005	\$ 43,802	\$ 43,072	\$ 44,510	\$ 44,689

*FY2023 Assessment Rate = \$.12

The total budgeted costs of the improvements and services for the District for fiscal year 2022-2023 are \$419,511.00. Of this amount, \$345,399.00 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:

- \$8,293.00 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; and
- \$65,819.00 transferred from the unaudited, unassigned fund balance by City council on September 13, 2022, and by this amendment.