

ORDINANCE NO. 2023-12-A

AN ORDINANCE OF THE VILLAGE OF SALADO, TEXAS, AMENDING ORDINANCE NO. 2023-12 WHICH SET A PROPERTY (AD VALOREM) TAX RATE; APPROVING THE AD VALOREM TAX RATE AND LEVY OF \$0.39470 PER ONE HUNDRED DOLLARS (\$100) OF ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS OF THE VILLAGE FOR THE 2023 TAX YEAR TO SUPPORT FUND THE FISCAL YEAR 2023-2024 OPERATING BUDGET FOR THE VILLAGE OF SALADO; PROVIDING FOR AN EXEMPTION ON RESIDENCE HOMESTEADS; PROVIDING FOR EXEMPTIONS FOR INDIVIDUALS WHO ARE DISABLED OR 65 YEARS OF AGE OR OLDER; PROVIDING FOR PENALTIES AND INTEREST; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALING CONFLICT; PROVIDING FOR PROPER NOTICE AND MEETING; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; PROVIDING FOR NOTIFICATION TO ASSESSOR; AND PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

WHEREAS, pursuant to the Texas Constitution and Texas Property Tax Code, a general-law municipality such as Village of Salado has the authority to establish, enact and collect property taxes; and

WHEREAS, the appraisal rolls of the Village for 2023 were prepared and certified by the Bell Central Appraisal District and submitted to the Village's tax assessor/collector; and

WHEREAS, Texas Tax Code Section 26.05 requires that the Village adopt a tax rate for the current tax year and shall notify the assessor for the unit of the rate adopted; and

WHEREAS, On or about September 21, 2023, the Board of Aldermen of the Village of Salado (the "Board") adopted Ordinance No. 2023-12, which adopted a tax rate for the Village for the fiscal year 2023-24; and

WHEREAS, The minutes for the Board meeting of September 21, 2023 reflect that the Board adopted a tax rate of \$0.39470 per one hundred dollars (\$100) of assessed valuation of taxable property within the Village, however, due to scrivener's error, Ordinance No. 2023-12 stated an incorrect tax rate of \$0.4147 per one hundred dollars (\$100) of assessed valuation of taxable property; and

WHEREAS, in order to correct the Village's records to accurately reflect the property taxes that were assessed and collected on taxable property within the Village for the fiscal year 2023-2024, the Board hereby adopts Ordinance No. 2023-12-A, which amends Ordinance No. 2023-12 to reflect the tax rate actually adopted by the Board on September 21, 2023 and that were collected for the support of the Village.

NOW, THEREFORE, BE IT ORDAINED by the Board of Aldermen of the Village of Salado, Texas:

Section 1. Findings of Fact

The above Findings of Fact shall be incorporated herein as Legislative findings of the Board of Aldermen.

Section 2. Approval of Amended Fiscal Year 2023-24 Tax Rate and Levy

Ordinance No. 2023-12 is hereby amended to reflect that, pursuant to action taken by the Board on September 21, 2023, there was levied, assessed, and collected for the 2023-24 fiscal year on all taxable property, real, personal and mixed, situated within the city limits of the Village of Salado, Texas, and not exempt by the Constitution of the State and valid state laws, an ad valorem tax rate of \$0.39470 cents on each One Hundred Dollars (\$ 100.00) assessed value of taxable property, and was apportioned and distributed as follows:

- (a) For the purpose of defraying the current expenses and budget of the municipal government of the Village (Maintenance and Operation), a tax rate of \$0.1586 cents on each One Hundred Dollars (\$100.00) assessed value of taxable property.
- (b) For the payment of Principal and Interest on Bonds and other debt of the City, a tax rate of \$0.2161 cents on each One Hundred Dollars (\$100.00) assessed value of taxable property.
- (c) For the purpose of defraying the current expenses and budget of the municipal government of the Village (Unused Increment), a tax rate of \$0.0200 cents on each One Hundred Dollars (\$100) assessed value of taxable property.

TOTAL TAX RATE OF \$0.39470 CENTS.

Section 3. Exemptions and Tax Freeze

The Homestead Exemptions and Tax Freeze previously ordained by the Board of Alderman remain in effect.

The Board of Aldermen, pursuant to Section 1-b, Article VIII of the Texas Constitution and Section 11.13(d) of the Texas Property Tax Code, has adopted an exemption on the residence homesteads of persons who are disabled or sixty-five (65) years of age or older. The person or entity performing the tax assessment and collection functions for the Village of Salado is authorized and instructed to implement the necessary procedures to exempt from taxation fifty thousand dollars (\$50,000.00) of the appraised value of the residence homestead.

The Board of Aldermen has adopted an exemption amounting to twenty percent (20%) of the appraised value. The exemption is granted to owner-occupied single-family residential units within the Village. The person or entity performing the tax assessment and collection functions for the Village of Salado is authorized and instructed to implement the necessary procedures to exempt from taxation twenty percent (20%) of the appraised value as provided above.

The Board of Aldermen, pursuant to Section 1-b(h), Article VIII of the Texas Constitution and Section 1 1.261 of the Texas Property Tax Code, previously adopted an ad valorem tax freeze on the residence homesteads of persons who are disabled or 65 years of age or older. The person or entity performing the tax assessment and collection functions for the Village of Salado is authorized to implement the necessary procedures to freeze the ad valorem taxes on the residence homesteads of persons who are disabled or 65 years of age or older, as provided for in Section 1-b(h), Article VIII of the Texas Constitution and Section 1 1.261 of the Texas Property Tax Code.

Section 4. Penalty and Interest

All taxes shall become a lien upon the property against which assessed and the Tax Assessor/Collector for the Village of Salado, Texas shall by virtue of the tax rolls, fix and establish a lien by levying upon such property, whether real or personal, for the payment of said taxes, penalty and interest, and the penalty and interest collected from such delinquent taxes shall be appropriated for the general fund of the Village of Salado, Texas.

Section 5. Severability

If any provision, section, subsection, sentence, clause or phrase of this Ordinance, or the application of same to any person or set circumstances for any reason is held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining portions of this ordinance of the application thereby shall remain in effect, it being the intent of the Board of Aldermen of the Village of Salado, Texas in adopting this ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reason of unconstitutionality or invalidity of any portion or provision.

Section 6. Repealing Conflict

All ordinances and parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of conflict with this Ordinance.

Section 7. Proper Notice and Meeting

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

Section 8. Engrossment & Enrollment

The City Secretary of the Village is hereby directed to engross and enroll this Ordinance by copying the caption, publication clause, penalty clause, and effective date clause in the minutes of the Board of Aldermen and by filing this Ordinance in the ordinance records of the Village.

Section 9. Notification to Assessor

The City Secretary of the Village is hereby directed to notify the tax assessor for the Village of the tax rate adopted.

Section 10. Publishing and Effective Date

This Ordinance shall become effective immediately upon publication. The City Secretary is hereby directed to publish in the Official newspaper of the Village of Salado, the caption, and effective date clause of this Ordinance as required by Section 52.011 of the Texas Local Government Code.

PASSED & APPROVED this 19th day of September, 2024, by the following Village of Salado Board of Aldermen record vote:

	Aye	Nay	Abstain
Mayor Pro-Tern Rodney Bell	✓		
Alderman D. Jasen Graham	✓		
Alderman Zach Hurst	✓		
Alderman Michael MacDonald	✓		
Vacant			


Bert Henry, Mayor

ATTEST:


Debbie Bean, Village Secretary

Approved to Form:

Josh Katz, Village Attorney