

CITY OF ROCKDALE, TEXAS

ORDINANCE NO. 2023-10-30 (4C)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKDALE, TEXAS, APPROVING A TAX INCREMENT REINVESTMENT ZONE NUMBER ONE, CITY OF ROCKDALE FINAL PROJECT AND FINANCE PLAN; MAKING CERTAIN FINDINGS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

WHEREAS, on November 14, 2022, the City of Rockdale, Texas (the “City”) City Council (the “City Council”), by the adoption of Ordinance No. ____, created Tax Increment Reinvestment Zone Number One, City of Rockdale (the “Zone”); and

WHEREAS, Section 311.011(d), Texas Tax Code, provides that the City Council must approve a project plan and reinvestment zone financing plan after its adoption by the board of the Zone (the “Board”); and

WHEREAS, on October 30, 2023, the Board approved the final *Tax Increment Reinvestment Zone Number One, City of Rockdale Texas Project and Finance Plan* (the “Project and Finance Plan”), a copy of which is attached hereto as **Exhibit A**; and

WHEREAS, pursuant to Section 311.011(d), Texas Tax Code, the City Council finds that the Project and Finance Plan is feasible.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCKDALE, TEXAS:

SECTION 1. RECITALS. That the recitals, findings, and determinations contained in the preamble to this Ordinance are incorporated into the body of this Ordinance as if fully set forth in this Section and are hereby found and declared to be true and correct legislative findings and are adopted as part of this Ordinance for all purposes.

SECTION 2. PROJECT AND FINANCE PLAN APPROVAL. That the City Council does hereby approve the final Project and Finance Plan, a copy of which is attached hereto as **Exhibit A** and incorporated herein for all purposes.

SECTION 3. SEVERABILITY. That if any provision, section, subsection, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be invalid, the validity of the remaining provisions of this Ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no provision of this Ordinance shall become inoperative because of the invalidity of another provision; and, therefore, all provisions of this Ordinance are declared severable for that purpose.

SECTION 4. OPEN MEETINGS. It is hereby found, determined, and declared that sufficient written notice of the date, hour, place and subject of the meeting of the City Council at which this Ordinance was adopted was posted at a place convenient and readily accessible at all times to the general public at the City Hall of the City for the time required by law preceding its meeting, as required by the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, as amended, and that this meeting has been open to the public as required by law at all times during which this Ordinance and the subject matter hereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

SECTION 5. EFFECTIVE DATE. This Ordinance shall take effect immediately upon its passage as provided by law.

PASSED AND APPROVED by the City Council of Rockdale, Texas, at a regular meeting on the 30th day of October, 2023, at which a quorum was present, and for which due notice was given pursuant to Government Code, Chapter 551.

Brett Boren, Mayor

ATTEST:

Shanna Johnson, City Secretary

[CITY SEAL]

APPROVED AS TO FORM AND LEGALITY:

Barbara Boulware-Wells, Assistant City Attorney

Exhibit A

**Final Project and Finance Plan for
Tax Increment Reinvestment Zone Number One, City of Rockdale
[attached]**