

ORDINANCE NO. 26851-04-2024

AN ORDINANCE AMENDING THE FISCAL YEAR 2023-2024 BUDGET AND FIVE-YEAR SERVICE PLAN FOR PUBLIC IMPROVEMENT DISTRICT NO. 14 – TRINITY BLUFFS; 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 16, 2009, the City Council of the City of Fort Worth (“City Council”) authorized the establishment of Public Improvement District No. 14 – Trinity Bluffs (“District”), as a public improvement district in accordance with the Act and Resolution No. 3748-06-2009;

WHEREAS, on September 12, 2023, the City Council adopted Ordinance No. 26433-09-2023, approving the fiscal year 2023-2024. budget, five-year service plan, assessment plan, and tax year 2023 assessment roll for the District;

WHEREAS, the City Council desires to amend the fiscal year 2023-2024 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. 26433-09-2023; 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 2023-2024. 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:**


Nico Arias (Apr 26, 2024 15:21 CDT)

Nico Arias, Assistant City Attorney

M&C: 26851-04-2024

Adopted and Effective: April 23, 2024

ATTEST:


for Ronald P. Gonzales (Apr 29, 2024 07:24 CDT)

Jannette S. Goodall, City Secretary



**EXHIBIT A
AMENDED SERVICE PLAN**



City of Fort Worth
Five Year Service Plan FY 2024-25 - FY 2027-28
Public Improvement District No. 14 - Fort Worth
FIVE YEAR SERVICE PLAN- MID YR Revision



	FY23/24	FY24/25	FY25/26	FY26/27	FY27/28
REVENUES					
PID Assessments	\$102,766	\$104,821	\$115,000	\$117,300	\$119,646
COFW Assessment	40	40	40	40	40
Budget Revenues	\$102,806	\$104,861	\$115,040	\$117,340	\$119,686
Use of Fund Balance	\$10,000				
Total Revenues	\$112,806	\$104,861	\$115,040	\$117,340	\$119,686
EXPENSES					
Management Fee	15,000	15,300	15,606	15,606	15,918
Tree Lights/Utilities	2,850	3,060	3,121	3,184	3,247
Landscaping	31,000	31,000	32,252	32,875	33,555
Litter Abatement	3,600	3,600	3,600	3,600	3,600
Beautification	27,800	12,500	2,500	2,500	2,500
Ambassador Program	25,000	25,000	50,000	50,000	50,000
Marketing	2,500	2,500	1,000	1,000	1,000
City Audit	3,000	3,000	3,000	3,000	3,000
City Administrative Fee	2,056	2,097	2,301	2,347	2,394
Budget Expenses	112,806	98,057	113,380	114,111	115,214
Contribution to Fund Balance		6,804	1,660	3,229	4,472
Total Expenses	\$112,806	\$104,861	\$115,040	\$117,340	\$119,686
Net Change in Fund Balance	(10,000)	6,804	1,660	3,229	4,472
Fund Balance, Beginning of Year	18,659	11,659	18,463	20,123	19,206
Estimated Fund Balance, End of Year	8,659	18,463	20,123	23,352	23,678
Reserve Requirement	16,346	18,900	19,022	19,206	19,206
Over (Under) Reserve	(7,687)	(438)	1,101	4,146	4,472

*FY2024 Assessment Rate = \$.10

The total budgeted costs of the improvements and services for the District for fiscal year 2023-2024 are \$112,806.00. Of this amount, \$102,766.00 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:

- \$40.00 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 12, 2023, and by this amendment; and
- \$10,000.00 transferred from the unaudited, unassigned fund balance.

Mayor and Council Communication

DATE: 04/23/24

M&C FILE NUMBER: M&C 24-0328

LOG NAME: 17PID14 MIDYEAR FY24

SUBJECT

(CD 9) Adopt Ordinance Amending the Fiscal Year 2023-2024 Adopted Budget and Five-Year Service Plan for Fort Worth Public Improvement District 14 – Trinity Bluff and Adopt Appropriation Ordinance

RECOMMENDATION:

It is recommended that the City Council:

1. Adopt the attached ordinance amending the Fiscal Year 2023-2024 Budget and Five-Year Service Plan for Public Improvement District 14 – Trinity Bluff to reflect amendments associated with a mid-year review; and
2. Adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Fort Worth Public Improvement District 14 – Trinity Bluff Fund in the amount of \$10,000.00, from available, unreserved fund balance, for the purpose of funding mid-year budget adjustments.

DISCUSSION:

The City of Fort Worth's Department of Economic Development administers the City's Public Improvement Districts (PIDs). The City's PID Policy outlines the need to proactively work with the City's PID management companies to oversee the services being provided within each of the PIDs. PID 14 – Trinity Bluff (Trinity Bluff PID) is managed by Downtown Fort Worth Inc., (DFWI).

On September 12, 2023, City Council adopted Ordinance No. 26433-09-2023, approving the Fiscal Year (FY) 2023-2024 Budget, Five-Year Service Plan, Assessment Plan, and Tax Year 2023 Assessment Roll for the Downtown PID. After conducting a mid-year review of the Trinity Bluff's budget, City staff and DFWI have identified the need to increase the Trinity Bluff PID Budget by \$10,000.00 to align expenses with actual activities that are attributable primarily to increases in beautification including cultural enhancements.

Revenue adjustments:

Line Items to be Adjusted	Previously Approved FY24 Budget Item	Recommended Mid-Year Adjustment	Amended FY24 Budget Item
Use of Fund Balance	\$0.00	\$10,000.00	\$10,000.00
Totals	\$0.00	\$10,000.00	\$10,000.00

Expenditure adjustments:

Line Items to be Adjusted	Previously Approved FY24 Budget Item	Recommended Mid-Year Adjustment	Amended FY24 Budget Item
Beautification	\$17,800.00	\$10,000.00	\$27,800.00
Totals	\$17,800.00	\$10,000.00	\$27,800.00

All other previously approved line items not mentioned above remain the same. Upon approval of the above recommendations, the total budgeted expenses for FY 2023-2024 will be \$112,806.00. This mid-year budget adjustment will decrease the unaudited, unassigned fund balance by a total of \$10,000.00. The revised Budget and Five-Year Service Plan will take effect upon approval by City Council. The City and DFWI will amend the existing management contract to reflect the mid-year adjustment (City Secretary Contract No. 60330).

Funding is available for appropriation in the fund balance of the FWPID #14 - Trinity Bluff Fund. The beginning balance is \$82,556.80, after this M&C, available balance will be \$72,556.80.

The Trinity Bluff PID is located in COUNCIL DISTRICT 9.

A Form 1295 is not required because: This M&C does not request approval of a contract with a business entity.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that upon approval of the recommendations and adoption of the attached appropriation ordinance, funds will be available in the current operating budget, as appropriated, in the FWPID #14 - Trinity Bluff Fund. Prior to any expenditure being incurred, the Economic Development Department has the responsibility to validate the availability of funds.

Submitted for City Manager's Office by: William Johnson 5806

Originating Business Unit Head: Robert Sturns 2663

Additional Information Contact: Lacey Ruiz 2608

Expedited