

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

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, APPROVING AN AMENDED AND RESTATED PROJECT AND FINANCE PLAN FOR TAX INCREMENT FINANCING REINVESTMENT ZONE NUMBER ONE, CITY OF MANSFIELD, TEXAS; MAKING CERTAIN FINDINGS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the City of Mansfield, Texas (the “City”), pursuant to Chapter 311 of the Texas Tax Code, as amended (the “Act”), may designate a geographic area within the City as a tax increment reinvestment zone if the area satisfies the requirements of the Act; and,

**WHEREAS**, on December 13, 2006, the City Council of the City of Mansfield, Texas (the “City Council”), created Tax Increment Financing Reinvestment Zone Number One, City of Mansfield, Texas (the “Zone”) by adopting Ordinance No. 1608 (the “Creation Ordinance”); and,

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

**WHEREAS**, on November 28, 2007, the City Council approved Ordinance No. OR-1655-07, which approved the *Tax Increment Financing Reinvestment Zone Number One, City of Mansfield, Texas, Final Project and Finance Plan* (the “Final Project and Finance Plan”); and,

**WHEREAS**, on May 8, 2023, the Board of Directors of the Zone recommended approval of the *Tax Increment Financing Reinvestment Zone Number One, City of Mansfield, Texas, Amended and Restated Project and Finance Plan* (the “2023 Amended and Restated Project and Finance Plan”); and,

**WHEREAS**, on May 8, 2023, the City Council approved the 2023 Amended and Restated Project and Finance Plan by adopting Ordinance No. OR-2300-23; and,

**WHEREAS**, the City may amend the project and finance plan, including but not limited to adding projects from the Zone, subject to the requirements of the Act; and,

**WHEREAS**, the City Council has directed the preparation of the *Tax Increment Financing Reinvestment Zone Number One, City of Mansfield, Texas, Amended and Restated Final Project and Finance Plan* (the “2025 Amended and Restated Project and Finance Plan”), as shown on **Exhibit A** attached hereto; and,

**WHEREAS**, a notice of public hearing on amending the Zone was published in the \_\_\_\_\_, a newspaper of general circulation within the City, on December 13, 2024, which date is not later than the seventh (7<sup>th</sup>) day prior to the public hearing held on January 13, 2025; and,

**WHEREAS**, on January 13, 2025, the City Council held a public hearing on considering the approval of the 2025 Amended and Restated Project and Finance Plan; and,

**WHEREAS**, at the public hearing on January 13, 2025, interested persons were allowed to speak for or against the Zone, the proposed amendments to the Zone, and the concept of tax increment financing; and,

**WHEREAS**, the City has taken all actions required to create and amend the Zone including, but not limited to, all actions required by the Act, the Texas Open Meetings Act, and all other laws applicable to the creation and amendment of the Zone; and,

**WHEREAS**, pursuant to the Act, the Board of Directors of the Zone shall exercise any and all powers granted by the Creation Ordinance, as approved, as necessary and convenient to implement the 2025 Amended and Restated Project and Finance Plan, a copy of which is attached hereto as **Exhibit A**; and,

**WHEREAS**, pursuant to Section 311.011(d) of the Act, the City Council finds the 2025 Amended and Restated Project and Finance Plan is feasible.

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

**SECTION 1.**

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.**

That the City Council does hereby approve the 2025 Amended and Restated Project and Finance Plan for Tax Increment Financing Reinvestment Zone Number One, City of Mansfield, Texas, a copy of which is attached hereto as **Exhibit A** and incorporated herein for all purposes.

**SECTION 3.**

This Ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances, City of Mansfield, Texas, as amended, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

**SECTION 4.**

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 5.**

This Ordinance shall take effect immediately upon its passage as provided by law.

**PASSED AND APPROVED AND ADOPTED ON THIS 13<sup>TH</sup> DAY OF JANUARY, 2025.**

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**Michael Evans, Mayor**

**ATTEST:**

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**Susana Marin, City Secretary**

**APPROVED AS TO FORM:**

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**Patricia Adams, City Attorney**