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JUN 28 2012

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MEMORANDUM Management Services Memo No. MS12-060

DATE: JUNE 28, 2012

TO: MAYOR AND COUNCIL

THRU: RICH DLUGAS, CITY MANAGER RD
DAWN LANG, MANAGEMENT SERVICES DIRECTOR DL

FROM: GREG WESTRUM, BUDGET MANAGER GW

SUBJECT: ORDINANCE NO. 4368 ADOPTING 2012-13 PROPERTY TAX LEVY

BACKGROUND

State law requires that the tax levy necessary for funding the adopted budget be established by ordinance and be adopted fourteen (14) days following the public hearing and the final adoption of the budget not later than the third Monday in August (8/20/12). As this tax levy ordinance is an administrative method of setting apart funds necessary for use and maintenance, it does not require an extraordinary (3/4) vote to make it effective immediately. This determination is based on a Supreme Court decision and is fully explained in the Municipal Budget and Financial Manual provided by the Arizona League of Cities and Towns.

Ordinance No. 4368 follows the prescribed form recommended for adoption and establishes a tax levy of an estimated $28,643,800 set forth in the 2012-13 Budget. In this ordinance, the Chandler City Council directs the County of Maricopa to levy the amount allowed by law. The total tax rate will be $1.2714 per $100 of assessed valuation. Property value estimates have been received from the County Assessor's office and are available for public inspection in the City of Chandler office of the City Clerk and the Management Services Department.

PROPOSED MOTION

Move for adoption of Ordinance No. 4368 adopting the 2012-13 property tax levy.

Attachment

ORDINANCE NO. 4368

AN ORDINANCE LEVYING UPON THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE CITY OF CHANDLER, ARIZONA, SUBJECT TO TAXATION A CERTAIN SUM UPON EACH ONE HUNDRED DOLLARS ($100.00) OF ASSESSED VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE REQUIRED IN THE ANNUAL BUDGET, LESS THE AMOUNT ESTIMATED TO BE RECEIVED FROM OTHER SOURCES OF REVENUE; PROVIDING FUNDS FOR VARIOUS BOND REDEMPTIONS, FOR THE PURPOSE OF PAYING INTEREST UPON BONDED INDEBTEDNESS AND PROVIDING FUNDS FOR GENERAL MUNICIPAL EXPENSES, ALL FOR THE FISCAL YEAR ENDING THE 30TH DAY OF JUNE, 2013.

WHEREAS, by the provisions of State law, the ordinance levying taxes for fiscal year 2012-13 is required to be finally adopted not later than the third Monday in August; and

WHEREAS, the County of Maricopa is the assessing and collecting authority for the City of Chandler, the Clerk is hereby directed to transmit a certified copy of this ordinance to the County Assessor and the Board of Supervisors of the County of Maricopa, Arizona.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

SECTION 1: There is hereby levied on each one hundred dollars ($100.00) of the assessed value of all property, both real and personal within the corporate limits of the City of Chandler, except such property as may be by law exempt from taxation, a primary property tax rate of $0.3292 for the fiscal year ending on the 30th day of June, 2013. If this tax rate exceeds the maximum levy allowed by law, the Board of Supervisors of the County of Maricopa is hereby authorized to reduce the levy to the maximum allowable by law after providing notice to the City.

SECTION 2: In addition to the rate set in Section 1 hereof, there is hereby levied on each one hundred dollars ($100.00) of the assessed value of all property, both real and personal within the corporate limits of the City of Chandler, except such property as may be by law exempt from taxation, a secondary property tax rate of $0.9422 but not more than the actual general obligation bond debt service due during the year for the purpose of providing a bond interest and redemption fund for the City of Chandler for the fiscal year ending June 30, 2013.

SECTION 3: It is the intent of the City Council of the City of Chandler, Arizona, to levy the primary property tax for operations, and levy the secondary property tax for bonded debt such that the combined property tax for the City of Chandler for fiscal year 2012-13 will equal $1.2714.

SECTION 4: Failure by the county officials of Maricopa County, Arizona, to properly return the delinquent list, any irregularity in assessments or omissions in the same, or any irregularity in any proceedings shall not invalidate such proceedings or invalidate any title conveyed by any tax deed; failure or neglect of any officer or officers to timely perform any of the duties assigned to him or to them shall not invalidate any proceedings or any deed or sale pursuant thereto, the validity of the assessment or levy of taxes or of the judgment of sale by which the collection of the same may be enforced shall not affect the lien of the City of Chandler upon such property for

the delinquent taxes unpaid thereon; overcharge as to part of the taxes or of costs shall not invalidate any proceedings for the collection of taxes or the foreclosure of the lien thereon or a sale of the property under such foreclosure; and all acts of officers de facto shall be valid as if performed by officers de jure.

SECTION 5: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 6: This ordinance shall be in full force and effect from and after its passage by the Council and approval by the Mayor.

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona, this 28th day of June, 2012.

ATTEST:

MAYOR

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 4368 as duly passed and adopted by the City Council of the City of Chandler, at a regular meeting on the 28th day of June, 2012, and that a quorum was present thereat.

CITY CLERK