

RESOLUTION NO. 2004-130 R

A resolution proposing a tax rate of \$.69 per \$100 for fiscal year 2004-05, calling a public hearing for the proposed tax rate change to be held on August 31, 2004 at 5:00 p.m. in the City Council Chambers, 107 W. Juan Linn, Victoria, Texas, and placing the proposed tax rate on the City Council agenda for a vote on September 7, 2004, and declaring an effective date

Texas Tax Code § 26.05(d) provides "The governing body of a taxing district other than a school district may not adopt a tax rate that exceeds the lower of the rollback tax rate or 103 percent of the effective tax rate calculated as provided by this chapter until the governing body has held a public hearing on the proposed tax rate and has otherwise complied with Section 26.06 and Section 26.065. The governing body of a taxing unit shall reduce a tax rate set by law or by vote of the electorate to the lower of the rollback tax rate or 103 percent of the effective tax rate and may not adopt a higher rate unless it first complies with Section 26.06."

Texas Tax Code § 26.06(a) provides "A public hearing required by Section 26.05 may not be held before the seventh day after the date the notice of the public hearing on the proposed tax increase is given. The hearing must be on a weekday that is not a public holiday. The hearing must be held inside the boundaries of the unit in a publicly owned building or, if a suitable publicly owned building is not available, in a suitable building to which the public normally has access. At the hearing, the governing body must afford adequate opportunity for proponents and opponents of the tax increase to present their views."

THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF VICTORIA, TEXAS:

1.

The property tax rate is proposed to be \$.69 per \$100 valuation for Fiscal Year 2004-05. A public hearing for the proposed tax rate shall be held on August 31, 2004 at 5:00 p.m. in the City Council Chambers, 107 W. Juan Linn, Victoria, Texas, to consider such tax rate change and setting the date, time, and place to vote on the proposed increase in the tax rate. The proposed tax rate shall be considered for a vote on the City Council agenda on September 7, 2004 at 5:00 p.m. in the City Council Chambers, 107 W. Juan Linn, Victoria, Texas. City officials are authorized to take all other actions necessary to comply with the requirements of Texas Tax Code §§ 26.05, 26.06, and 26.065 to provide for an increase in the tax rate to \$.69 per \$100 valuation for Fiscal Year 2004-05.

2.

This resolution shall become effective immediately upon adoption.

PASSED, this the 10th day of August, 2004.

AYES: 7

NAYS: 0


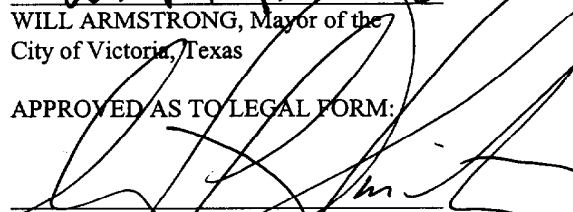
ABSTENTIONS: 0

APPROVED AND ADOPTED, this the 10th day of August, 2004.

ATTEST:


SCARLET SWOBODA, City Secretary




WILL ARMSTRONG, Mayor of the
City of Victoria, Texas
APPROVED AS TO LEGAL FORM:

DAVID ATMAR SMITH, City Attorney

Distribution: Legal Department
Finance Department
The Victoria Advocate

Copies Sent: **AUGUST 11, 2004**