

RESOLUTION NO. 2008- 128 R

A resolution proposing a tax rate change from the currently effective tax rate of \$.6339 per \$100 valuation to \$.6562 per \$100 for Fiscal Year 2008-2009, calling public hearings for the proposed tax increase to be held on August 28, 2008 and September 2, 2008 at 5:00 p.m. in the City Council Chambers, 107 W. Juan Linn, Victoria, Texas and setting a vote concerning the tax rate on the City Council agenda on September 9, 2008 at 5:00 p.m. in the City Council Chambers, 107 W. Juan Linn, Victoria, Texas; and declaring an effective date.

Section 26.05 of the Texas Tax Code requires notice and public hearing for a proposed tax increase over the effective tax rate for a particular year; and

Section 26.06(b) of the Texas Tax Code specifies language for the notice of public hearing

Section 26.06(c) of the Texas Tax Code provides:

(c) The notice of a public hearing under this section may be delivered by mail to each property owner in the unit, or may be published in a newspaper. If the notice is published in a newspaper, it may not be in the part of the paper in which legal notices and classified advertisements appear. If the taxing unit operates an Internet website, the notice must be posted on the website from the date the notice is first published until the second public hearing is concluded.

Section 26.06(d) of the Texas Tax Code provides:

(d) At the public hearings the governing body shall announce the date, time, and place of the meeting at which it will vote on the proposed tax rate. After each hearing the governing body shall give notice of the meeting at which it will vote on the proposed tax rate and the notice shall be in the same form as prescribed by Subsections (b) and (c), except that it must state the following:

"The (name of the taxing unit) conducted public hearings on a proposal to increase the total tax revenues of the (name of the taxing unit) from properties on the tax roll in the preceding year by (percentage by which proposed tax rate exceeds lower of rollback tax rate or effective tax rate calculated under this chapter) percent on (dates and times public hearings were conducted).

"NOTICE OF VOTE ON TAX RATE

"The (governing body of the taxing unit) is scheduled to vote on the tax rate that will result in that tax increase at a public meeting to be held on (date and time) at (meeting place)."

Section 26.06(e) of the Texas Tax Code provides:

(e) The meeting to vote on the tax increase may not be earlier than the third day or later than the 14th day after the date of the second public hearing. The meeting must be held inside the boundaries of the taxing 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. If the governing body does not adopt a tax rate that exceeds the lower of the rollback tax rate or the effective tax rate by the 14th day, it must give a new notice under Subsection (d) before it may adopt a rate that exceeds the lower of the rollback tax rate or the effective tax rate.

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

1.

The property tax rate shall be proposed to be increased from the currently effective tax rate of **\$.6339** per \$100 valuation to **\$.6562** per \$100 valuation for Fiscal Year 2008-2009; a public hearing for the proposed tax increase shall be held on August 28, 2008 and September 2, 2008 at 5:00 p.m. in the City Council Chambers, 107 W. Juan Linn, Victoria, Texas; and the tax rate shall be considered for a vote on the City Council agenda on September 9, 2008 at 5:00 p.m. in the City Council Chambers, 107 W. Juan Linn, Victoria, Texas.

2.

This resolution shall become effective immediately upon adoption.

PASSED, this the 12th day of August, 2008.

AYES: 7

NAYS: 0

ABSTENTIONS: 0

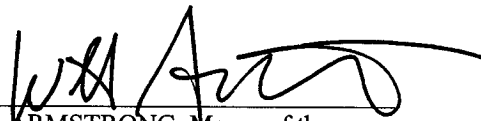
APPROVED AND ADOPTED, this the 12th day of August, 2008.



ATTEST:


SCARLET SWOBODA, City Secretary

Distribution: Legal Department
Finance Department
The Victoria Advocate


WILL ARMSTRONG, Mayor of the
City of Victoria, Texas

APPROVED AS TO LEGAL FORM:


MILES K. RISLEY, City Attorney

Copies Sent: August 15, 2008