

CITY COMMISSION
EMERGENCY MEETING
SEPTEMBER 13, 2005
@ 5:30 P.M.
TOWN HALL, CITY HALL
118 E. TYLER STREET
HARLINGEN, TEXAS

1. Public hearing to hear comments for or against the proposed tax rate for the City of Harlingen for fiscal year 2005-06 in the amount of \$0.417934 for maintenance and operation and \$0.172625 for interest and sinking fund for a total tax rate of \$0.590559.

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the governing body of the above named City of Harlingen is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice on the bulletin board in the City Hall of said City of Harlingen and said Notice was posted on Tuesday, September 13, 2005 at 1:08 pm and remained so posted continuously for at least 2 hours preceding the scheduled time of said Emergency Meeting.



Sylvia R. Trevino, City Secretary

This emergency meeting of the City Commission is being called because of urgent public necessity caused by the reasonably unforeseeable situation described below. In compliance with the recently amended Truth in Taxation Act, the City provided the required notices to the Valley Morning Star, the City's internet website, and the Harlingen Consolidated School District's television station notifying the public of two public hearings to hear comments for or against the City's proposed tax rate for fiscal year 2005-06. The first of these public hearings is set for September 13, 2005 at 5:30 p.m.. On Friday, September 9, 2005 the City posted the notice of the September 13, 2005 Commission meeting, but the notice inadvertently and incorrectly stated the time of the meeting to be 5:30 a.m. The City learned of the error late on September 12, 2005. This was an obvious error in that the City never schedules meetings, much less public hearings, at 5:30 a.m. Because of the late delivery of needed software, which had been revised to comply with the newly amended Truth in Taxation Act, the City was not able to calculate the necessary information required by the Act to know whether the new notice and meeting scheduling procedure required by the Act would apply to the City's setting of the

2005-06 tax rate. Once those calculations were completed, the City had just enough time to call the necessary meeting to adopt a schedule of meetings and notices to comply with the Act. Because of the lead time to publish the required notice in the Valley Morning Star, it would not be possible to reschedule and give the required notice of the September 13, 2005 5:30 p.m. public hearing in time to meet the Act's mandated deadline to adopt the new tax rate by September 30, 2005. The combination of these factors and the erroneous time inadvertently stated in the notice posted for September 13, 2005 constitute a reasonably unforeseen situation and the potential loss of substantial tax revenues constitutes an urgent public necessity requiring immediate action by the City Commission.