

ORDINANCE NO. 2002-2003-F

An ordinance amending the 2002-2003 Fiscal Year Budget of the City of Victoria Water/Wastewater Fund by increasing the Water Department Water Rights line item by a total of \$130,000.00 in order to provide funding for the City's acquisition of 260 acre-feet of water per year from the Guadalupe River, repealing all conflicting ordinances, providing for severability; declaring an emergency; and declaring an effective date.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VICTORIA, TEXAS:

1.

The Fiscal Year 2002-2003 Budget of the City of Victoria is amended by transferring \$130,000.00 from the Water/Wastewater Fund retained earnings (4041-300100) to the Water Department Water Rights line item (4041-41WAT-900700).

2.

If any provision of this ordinance, or the application thereof to any person or circumstance, shall be held invalid or unconstitutional by a court of competent jurisdiction, such invalidity shall not affect the other provisions, or application thereof, of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

3.

All ordinances or parts of ordinances in conflict with this Ordinance are repealed to the extent of such conflict.

4.

In accordance with Article V, Section 5 of the Charter of the City of Victoria, the City Council finds a grave public necessity exists to amend the original budget to authorize the aforementioned expenditures to meet unusual and unforeseen conditions involving funding for the City's need and opportunity to acquire water rights from the Guadalupe River.

5.

Due to the need to execute the purchase contract and process payments in a timely manner, an emergency is hereby declared and the requirement of Article II, § 9 of the City Charter that no ordinance shall be passed finally on the date of its first reading is suspended, and this Ordinance shall become effective immediately upon passage and approval by the City Council of the City of Victoria, Texas.

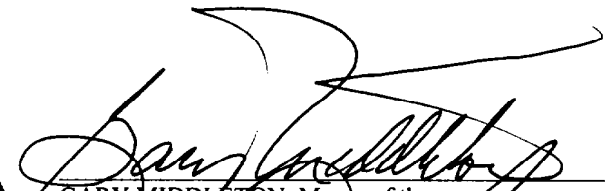
PASSED EMERGENCY READING, this 29th day of July, 2003.

AYES: **7**

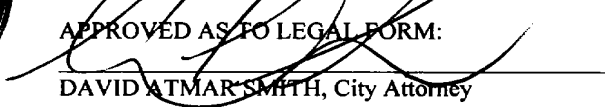
NAYS: **0**

ABSTENTIONS: **0**

APPROVED AND ADOPTED, this the 29th day of July, 2003.




GARY MIDDLETON, Mayor of the
City of Victoria, Texas

APPROVED AS TO LEGAL FORM:


DAVID ATMAR-SMITH, City Attorney



ATTEST:



SCARLET SWOBODA, City Secretary

Distribution: Finance Department
Utilities Department
Legal Department

Copies Sent: **JULY 30, 2003**